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SEP 17 1980

CITY COUNCIL MEETING NO. 43

The Regular Meeting of City Council will be held on Tuesday, September 2, 1980 commencing with an In Camera session from 7:00 p.m. to 8:00 p.m. in the Loyalist Room, City Hall, and to be continued in the Council Chamber at 8:00 p.m.

(Loyalist Room)

ROLL CALL

COMMITTEE OF THE WHOLE IN CAMERA

(A) That Council resolve itself into the Committee of the Whole In Camera to consider the following items:

(1) Employees - Reorganization of Personnel Department

(2) Land Acquisition - John L. Smith Property

(3) Land Sale - Closed Portion of Davidson Street

(4) Land Acquisition - Auld Street - 1155 King Street West

(Council Chamber)

ROLL CALL

(B) That Council rise from the Committee of the Whole In Camera and the Chairman report.

- or alternatively -

That Council rise from the Committee of the Whole In Camera without reporting.

REPORT OF THE COMMITTEE OF THE WHOLE

(C) That the Report of the Committee of the Whole be adopted, approved and confirmed.

PETITIONS

TABLING OF DOCUMENTS

(1) Report of the President on Behalf of the Board of Directors of the Association of Municipalities of Ontario, Annual Conference, August 1980.

(2) A.M.O. Reports - Ontario Budget 1980: Implications for the Municipal Sector.

(3) A.M.O. Reports - Qualization Factors and Apportionment in 1981.

(4) A.M.O. Reports - Provincial Road Grants: Administrative Procedures.

4
A05
1

COMMUNICATIONS

To be Filed

(570) From the Ministry of Housing advising that they have approved the City's application for a provincial grant for the current fiscal year (re Ontario Home Renewal Program) and have forwarded a cheque in the amount of $52,647.14 representing an accountable advance.

The Ministry has pointed out that the funds available to Ontario municipalities for the fiscal year ending March 31, 1981 are limited to $20,000,000 and therefore have emphasized that the above advance may represent the total funds that can be made available to the City of Kingston under the 1980-81 Ontario Home Renewal Program. Commitments made to homeowners must not exceed the amount of this cheque until such time as the City requests and receives further accountable advances.

File No. 8-3.18

To be Referred to the Planning Board

(571) From the Ontario Masonry Industry Promotion Fund advising of a presentation to take place on Tuesday, September 23, 1980 at the Royal York Hotel, Toronto, beginning at 2:45 p.m.

The topic of discussion will be "How We Design our Urban and Suburban Environments" and will be of special interest to decision makers who contirbute to the revitalization of downtown areas throughout the province, such as zoning officials, housing and building code authorities, council members, private developers, architects and engineers.

File No. 17-4

Which has been Referred to the Planning Board

(572) From Mr. Thomas Angrove of 54 Connaught Street offering to purchase from the City the property known as 106 Rideau Street, formerly Laundry Building, for the sum of $10,000.

To be Referred to the Chief Administrative Officer

(573) From Mr. H.O. Helmers, President of the Kingston Symphony Association, offering congratulations for the City's support of the Kingston Popos Concerts.

In order for the Kingston Symphony to continue its year round support of musical arts in Kingston, the City has been requested to raise its grant to the Kingston Symphony Association to $10,000 by awarding a supplementary grant of $2,500.

A brief budget summary showing recent revisions and a copy of the audited financial statement for the season just ended has been forwarded.

(Note: Copies were distributed to all members of Council)

File No. 7-3

COMMUNICATIONS (Cont'd)

To be Referred to the Planning Board

(574) An application for zone change submitted by Mr. R. Abramovich, 21 Sanford Avenue, Hamilton, requesting a zone change for No. 4 Harvey Street, Kingston (Part of Lot 4, Concession West of the Great Cataraqui River, 1.36 acres) from present zoning classification of M6 to M7 for the purpose of expanding the building.

The owner of the above property and building is Kingsway Plumbing Supplies Ltd. and present use of the building is for the distribution of plumbing and electrical material.

File No. 25-2

To be Referred to the Planning Board

(575) From the Cataraqui Region Conservation Authority advising that they have been requested by Teodora Correa and Gloria Correa to rent 33 Auld Street to them up to the end of July 1981. The City has agreed to demolish the house and clear the land when the family vacates.

The Authority is willing to agree to the Correa's request if the City has no objections.

File No. 3-16

Which has been Referred to the City Solicitor

(576) From Wilcox & McNeill, Barristers & Solicitors, re zoning by-law no. 80-94, advising that the Binnington Estate withdraws any objection it has to the Clyde Farm property being zoned as M.177 as is proposed, so that the only objection of the Binnington Estate would be with respect to designating the Binnington Estate property as Industrial or Flood Plain, but there would be no objection with respect to that either if the proposed zone change filed by the Binnington Estate was granted. In any event, Wilcox & McNeill have no desire to hold the City up with respect to any possible sale of the Clyde Farm property and they have made it clear that they have no objection of the designation of part of the Clyde Farm property as M.177.

File No. 25-2.4-26

To be Filed

(577) From the Clerk of the Township of Kingston advising that the determination of trustees made in 1978 is still valid and is as follows for the Frontenac Lennox and Addington County Roman Catholic Separate School Board:

City of Kingston	7 Trustees
Township of Kingston	3 Trustees
Township of Pittsburgh, Wolfe Island, Howe Island, Storrington, Loughborough & Bedford	2 Trustees
Township of Ernestown, Portland, Hinchinbrooke, Barrie, Bath, South Fredricksburg, Adolphustown, North Fredricksburg, Richmond, Napanee, Camden East, Newburgh, Sheffield & Kaladar	2 Trustees

The Clerks of the underlined municipalities will be responsible under Section 110(21) of the Act.

File No. 5-2

COMMUNICATIONS (Cont'd)

To be Referred to the Chief Administrative Officer

(578) From the Kingston District Chamber of Commerce objecting to a business from Quebec, known as Alpine Fashions, who set up shop at the corner of King and Princess Streets in a mobile unit to sell sportswear, on the weekend of August 23, 1980.

This is not fair competition as local businesses lease or buy their property, pay municipal taxes year after year, hire local permanent staff and are in business through all seasons. They are also the backbone of most fund raising projects such as the United Way, The Heart Fund, The Cancer Drive etc.

Although the out of town operator is required to purchase a transient traders permit that is supposedly equivalent to a business tax, he only operates at prime times and then leaves with money, contributing nothing to the community.

The Chamber of Commerce is therefore requesting that the City investigate, in co-operation with the Chamber, alternatives as to who and what kind of businesses are allowed a Transient Traders Permit.

(Note: Copies were distributed by the Chamber of Commerce to all members of Council on August 25, 1980)

File No. 21-7

COMMITTEE OF THE WHOLE

(A) That Council resolve itself into the Committee of the Whole to receive reports and to consider motions.

REPORTS

That Report No. 71 of the Public Access Committee be received and considered.

That Report No. 72 of the Planning Board be received and considered.

That Report No. 73 of the Chief Administrative Officer be received and adopted.

REPORT NO. 71

(Formerly Report No. 69, Meeting No. 41, 1980,
which was Tabled for Consideration September 2, 1980)

August 25, 1980

To the Mayor and Aldermen:

The Committee on Public Access to Information reports and recommends that the following policies be adopted:

A. MEETINGS

1. Meetings of Council and Committees of Council, including Committee-of-the-Whole, shall be open to the public, subject to section 2 herein.

2. The following subjects may be discussed at Committee meetings held *in camera*, if agreed to by a majority of committee members present.

   a) Personnel matters, where a named employee or prospective employee is involved, or where employee relations or reputations could be damaged, unless the individual or individuals involved have requested that the matter be discussed in a meeting open to the public;

   b) Negotiations on salaries or working conditions of employees;

   c) Property matters in which premature public disclosure could cost the public money or be prejudicial to the interests of a property owner or the City, when the acquisition or sale of property is being investigated or negotiated;

   d) Matters in which public discussion could prejudice the City's legal position or be detrimental to the City in proceedings before any Court or administrative tribunal;

   e) Consideration of Awards of Merit (for example, by the Honourable Achievement Awards Committee); and

   f) Matters that are specifically restricted by legislation regarding the protection of privacy.

3. No person other than Council members and invited persons shall attend *in camera* meetings.

4. A "meeting of a committee of Council" shall be defined as a majority of committee members, the meeting convening after due notice has been given in accordance with By-Law No. 1, to make decisions and/or recommendations on any matter.

5. Meetings of Committees of Council may be held *in camera*, preferably prior to a regularly scheduled meeting, when an item or items described in section 2 herein warrants such *in camera* meetings.

6. Insofar as possible, *in camera* meetings shall commence at an hour appropriate to finish in time for open Council meetings at 8 p.m., and shall be immediately terminated after items on the agenda have been considered.

7. The Committee-of-the-Whole *In Camera* agenda must be adopted by motion at the commencement of each meeting. Items can be added or deleted by amendment.

8. Except where Committee-of-the-Whole members present agree by a majority vote that a matter requires urgent and immediate action, final decisions of *in camera* Committee-of-the-Whole meetings will be reported at the next following regular Council meeting, and will be included in the Council agenda as a report from the Committee-of-the-Whole.

9. That section 1 (Proceedings of Council) of By-Law No. 1, 'A By-Law to Regulate Council Proceedings', be amended to provide that meetings of Council be held at 8 p.m., except where delegations request to be heard in a location other than televised Council Chambers. Delegations shall be advised that they may make presentation either in televised Council Chambers or prior to the televised meeting in another location.

B. ACCESS TO DOCUMENTS

1. In accordance with Section 216 of *The Municipal Act,* any "records, books, accounts and documents in the possession or under the control of the Clerk" may be inspected by members of the public.

2. Minutes of *in camera* meetings and reports presented to *in camera* meetings shall be available to the public when final decision is made by Council, unless otherwise prohibited by law.

3. Upon reasonable notice, any person shall be permitted, during City Hall working hours, to inspect any records, plans, books, accounts, documents, correspondence and reports which have been reported or distributed to Council, or a committee of Council, unless such documents must remain confidential by law.

4. Final consultants' reports shall be made available to the public as soon as they have been distributed to Council members and staff. Reports should be distributed as soon as practicable.

5. Documents, reports and plans relevant to an issue being discussed at a public meeting shall be made available for viewing before and at such public meeting. This includes copies of the Official Plan and Zoning By-Laws, planning staff reports and plans to be presented at such public meeting.

6. Upon request and payment of a rate fixed by Council, the Clerk shall furnish within a reasonable time copies (certified if required) of any of the foregoing records, except if prohibited by law. There shall be no charge made to members of Council or other City officials.

7. Building plans may be viewed by the public after an application is made for a building permit, site plan control approval, rezoning, or Official Plan change. Preliminary plans submitted to the City for comment prior to an official application shall be made public at the discretion of the Chief Administrative Officer or by a decision of Council.

C. MEDIA AND PUBLIC RELATIONS

1. Complete Council Minutes and Agendas, including schedules and reports to Council, shall be available to the media and the public.

2. When dealing with the media and the public, City employees are encouraged to provide information within their realm of responsibility. Employees are urged to differentiate between their own personal opinions and City policy. Prior approval of the Chief Administrative Officer is not required.

3. No member of staff, Council or Council committee shall make any public statement concerning any matter which, to his/her knowledge, has been discussed at an *in camera* meeting until the matter has been reported at an open meeting of Council or Committee of Council.

4. That it be recommended to the Clerk's Department that a simple manual be prepared for use by City staff and the public, to define concisely the responsibility of each City Department, and to indicate the name of a contact person for each department who could provide information and assistance.

(Note: Introduction from Alderman Miller, Chairman of the Committee, is attached hereto as Schedule 'A' - 1 page; Resolution of Council dated March 24, 1980, is attached as Schedule 'B' - 1 page).

Respectfully submitted,

CHAIRMAN

Schedule 'A' to Report No. 71
(Page 1)

REPORT FROM THE COMMITTEE ON PUBLIC ACCESS TO INFORMATION

On March 24, 1980, City Council established a subcommittee to review the policies regarding "public access to information at City Hall". (Motion of March 24, 1980 is attached as Schedule 'B'). The Committee was instructed to examine three specific topics: in camera discussions, public access to documents, and staff interviews with news media. Three aldermen were appointed to the Committee: Aldermen Gerretsen, Knapp and Miller. At the Committee's first meeting, Ald. Miller was elected Chairman.

During the past five months, the Committee has undertaken a number of tasks:

- *distributed a questionnaire to nine other Ontario municipalities to learn their procedures, and studied their responses;*
- *requested and received submissions from members of Council and City department heads, including the City Solicitor, and from representatives of Kingston area media;*
- *held 10 meetings which were usually attended by members of the public and news media;*
- *studied the report "Freedom of Information in Local Government in Ontario", a background paper prepared for the Commission on Freedom of Information and Individual Privacy, established by the government of Ontario in 1977;*
- *read relevant articles from Municipal World, The Municipal Monitor and The Whig-Standard;*
- *examined current relevant policies of the City of Kingston.*

Members of the Committee agree that public knowledge of the bases for government decisions is essential to the democratic process. Citizens must know not only the effects of government decisions but also the reasons behind those decisions. Meetings must be open, and information and documents readily available, if citizens are to understand policy decisions and to judge the performance of their representatives. Realizing that many citizens depend on the media as sources of information, the Committee believes the City must do all in its power to convey accurate and complete information to the news media. We recognize, however, that in certain specific instances, public interest is best served if discussions are conducted in closed sessions and if documents remain confidential. The Committee recommendations follow from these principles.

As Chairman of the Committee, I wish to thank the Committee members, Aldermen Knapp and Gerretsen, who worked diligently on these recommendations; Lila Kitching and Lynn Haver who assisted with research and editing as well as acting as committee secretaries; Mr. Hamilton, the Aldermen and City department heads who attended our meetings and made written and/or oral presentations; the members of the public who attended meetings and often contributed useful suggestions; and the representatives of the local media who made thorough presentations to the Committee.

Ald. Lois Miller,
Chairman

CORPORATION OF THE
CITY OF KINGSTON

OFFICE OF THE
City Clerk

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

Our Ref. No. 3-6

MEMORANDUM

TO: Alderman L. Miller
Alderman J. Gerretsen
Alderman W. Knapp

DATE: April 2nd, 1980

RE: Public Access to Information - Establishment of Subcommittee

This will confirm that the Council of The Corporation of the City of Kingston approved the following Motions at their regular meeting held March 24th, 1980:

> *"That Council establish a subcommittee to review the policy for public access to information at City Hall;*
>
> *That this committee develop a clear-cut policy regarding In Camera discussions;*
>
> *That this committee review the City's policies regarding access to documents;*
>
> *That this committee review the policy regarding employees being interviewed by the media;*
>
> *That the City Solicitor be asked to examine In Camera procedures and relay any recommendations he may have;*
>
> *That the City Clerk and the Chief Administrative Officer develop and recommend new procedures for meetings to ensure the formal Council meeting begins at a regularly scheduled time.*
>
> *That this Committee familiarize themselves with the recommendations contained in the study on Freedom of Information in local government so as to compose a submission in response to the study, if required."*
>
> *"That Ald. Miller, Ald. Gerretsen and Ald. Knapp be appointed to the subcommittee to review the policy for public access to information at City Hall."*

M. C. Healy,
City Clerk.

MCH:jm

c.c. Mr. R. J. Hamilton, Chief Administrative Officer.
Mr. N. C. Jackson, City Solicitor.

REPORT NO. 72

August 27, 1980.

To the Mayor and Aldermen:

The City of Kingston Planning Board reports and recommends as follows:

1. That the following plans, submitted by Homestead Land Holdings Limited, for a 7 storey 89 unit apartment building at the corner of Ontario and West Streets:

Plan SP1 - Site Plan - Scale 1:240 - Date: 80/02/20
Revised: 80/08/24

Plan SP2 - Landscaping - Scale 1:240 - Dated 80/06/30

Plan AP2 - Ground Floor Plan - Scale: 1:100 - Date: 80/03/11
Revised: 80/08/26

Plan AP5 - Elevation (south-east) - Scale 1:100 -
Date: 80/08/27

Plan AP6 - Elevation (south-west) - Scale 1:100
Date: 80/04/25
Revised: 80/06/06

(Maclennan Associates, Architects)

be approved, subject to the owner entering into a Site Plan Control Agreement, which shall include the following conditions:

a) *that development shall be in accordance with the above listed plans;*

b) *that all parking areas and access routes shall be paved;*

c) *that the design and location of all exterior lighting and signs shall be subject to City approval;*

d) *that all exterior air conditioning or mechanical units shall be screened in a manner which is satisfactory to the City;*

e) *that prior to the issuance of a building permit final grading and servicing plans to the satisfaction of the Commissioner of Works shall be submitted;*

f) *that the design and location of any exterior garbage storage areas shall be subject to approval by the City;*

g) *that landscaping as shown on Plan SP-2 shall be in place within one year from the date on which the building permit is issued;*

h) *that interior floor layout as shown on plan AP2 shall not be subject to the requirements of site plan control;*

i) *that water service of a miniumum 6" diameter be installed from the existing 16" Ontario Street water main at the owner's cost;*

j) *that the electrical transformer vault shall be built to a minimum size as specified by the Public Utilities Commission in accordance with the Ontario Electrical Code, and with concrete encased ducts to the lot line at the owner's cost;*

k) *that the owner shall agree to sign upon presentation, petitions for local improvement projects in regard to pavement, storm sewer, curb, gutter, boulevard and sidewalk on Ontario Street and West Street where they abut the site;*

l) *that existing driveways and walkways made redundant by the development shall be removed;*

---

1. (Cont'd)

m) *that an internal storm drainage system shall be constructed and connected to the municipal storm sewer system;*

n) *that garbage pick-up shall be arranged for privately by non-municipal collection forces;*

o) *that a 36.58 metre daylight arc of 21.3 m± radius shall be deeded to the City at no cost;*

p) *that a masonry screening wall of 1.4metre minimum height shall be placed around the periphery of the site where it lies within 5 metres of the parking area and that the remaining sections shall be screened by a wall or fence, and that the design and location of the above listed facilities shall be subject to City approval;*

q) *that the height of the penthouse shall be the lower of two elevations shown on the above listed plans;*

r) *that prior to the issuance of a building permit, plans shall be submitted showing the rear elevations of the building.*

2. That pursuant to By-Law No. 8820, 'A By-Law to Provide for Land for Parks Purposes Pursuant to Section 35(b) of The Planning Act', and with respect to development by Homestead Land Holdings Limited at the corner of Ontario and West Street, that cash in lieu of land be accepted for park purposes prior to issuance of the building permit, and that a qualified appraiser be retained to arrive at an accurate evaluation of the land.

3. WHEREAS a tender for sale of the City owned property known as 106 Rideau Street was published, the closing date for which was August 18, 1980; and

WHEREAS one tender was received, from Hewpact Limited, in the amount of $5,560.00; and

WHEREAS the Planning Board is of the view that the amount of this tender is unacceptable;

THEREFORE BE IT RESOLVED that the tender of Hewpact Limited, in the amount of $5,560.00 for the purchase of 106 Rideau Street, be not accepted.

(Letter from Hewpact Limited is attached hereto as Schedule 'A' - 3 pages)

4. WHEREAS an offer to purchase the City owned property known as 106 Rideau Street has been received from Mr. Thomas Angrove, 54 Connaught Street, in the amount of $10,000.; and

WHEREAS the Planning Board is of the view that the amount of this offer is unacceptable;

THEREFORE BE IT RESOLVED that the offer of Mr. Thomas Angrove, 54 Connaught Street, to purchase the City owned property at 106 Rideau Street in the amount of $10,000, be not accepted.

(Letter from Mr. T. Angrove is attached hereto as Schedule 'B' - 1 page)

5. That, as recommended by the Local Architectural Conservation Advisory Committee, the sign proposed by Mr. Christopher Vincent, for the property at 340 King Street East (Tara Foods), being a building designated under The Ontario Heritage Act, 1974, be approved.

(Details and sketch of the proposed sign are attached hereto as Schedule 'C' - 2 pages)

Respectfully submitted,

Chairman

Schedule 'A' to Report No. 72
(Page 1)

HEWPACT
LIMITED

SIDENTIAL - INDUSTRIAL - COMMERCIAL
LOPMENT - CONSTRUCTION - MAINTENANCE

734 HOLGATE CRESCENT
KINGSTON, ONTARIO K7M 5A6
(613) 389-3200

25 august '80

Robert Morris,
nning Dept.,
Hall,
ngston, Ont.

ear Mr. Morris,

On the 18 th of august I tendered $5,560.00 for the property 106 Rideau St. which was the lowest and only tender eived. I thought the planning board would be interested how I arrived at this figure.

It was tendered zone "A" for one and two family wellings and at present there is a small apartment on he upper floor with 8'x 9' bedrooms in what were ormerly offices. In todays rental market this type f accomodation will not rent and I believe that if he present tenants were not related to the owner this apartment ould be vacant.

Schedule 'A' to Report No. 72
(Page 2)

HEWPACT
LIMITED

RESIDENTIAL - INDUSTRIAL - COMMERCIAL
VELOPMENT - CONSTRUCTION - MAINTENANCE

734 HOLGATE CRESCENT
KINGSTON, ONTARIO K7M 5A6
(613) 389-3200

Thus, as it now stands the following interior renovations are needed to make it a viable proposition.

Interior renovation	$1,200
Upgrade electrical	800
Heating system due to change of use	1,000
	$3,000

The following is a cash flow of the property.

	MONTHLY
Renovation $3000 @ 13½% amortized 20 yr.	33.05
Heat 600/12	50.00
Taxes 600/12	50.00
Insurance 120/12	10.00
Maintenance 240/12	20.00
	163.05

Probable rent	$250.00
less 5% vacancy	(13.00)
	$237.00

Cash available for debt service	$237.00
	− 163.08
	$73.92

Schedule 'A' to Report No. 72
(Page 3)

HEWPACT
LIMITED

SIDENTIAL - INDUSTRIAL - COMMERCIAL
LOPMENT - CONSTRUCTION - MAINTENANCE

734 HOLGATE CRESCENT
KINGSTON, ONTARIO K7M 5A6
(613) 389-3200

at 13½% interest amortized over 20 yrs.

$5,560.00 costs	$65.87/mo
Therefore	73.92
	− 65.87
Profit + cushion	$8.05 /mo.

Not much of a profit is it?

The removal of existing buildings and erection of new ue to the concrete vault and floor etc is cost prohibitive. hey would be in the order of $50.00 per sq. ft. and don't see any profitability along those lines for at least 10 years.

Yours truly,

Pres. HEWPACT LIMITED.

Schedule 'B' to Report No. 72
(Page 1)

ILE
#12-4.55

From: Thomas Angrove
54 Connaught St
Kingston, Ont. Aug-26, 1980

M. C. Healey, Esq. City Clerk
City of Kingston,
Kingston, Ont.

Dear Sir: re 106 Rideau St - formerly Laundry Building

Just by way of identification, my Grandfather, the late Thomas Angrove, was for many years the Mayor of this City.

I understamd that the City is offering this property for sale, and I have inspected it: the small front section is in fair condition, but the rear section would require considerable rehabitation.

The rear addition could be improved for use as a Group Home, and on checking with the Building Inspector, this property is beyond the distance of other group homes.

Having regard to the cost of the required improvements, I would offer to purchase this property for the sum of $10,000. cash on transfer of deeds and vacant possession.

I would appreciate hearing from you

yours truly

Thomas Angrove

Ghomas Angrove

City of Kingston
RECEIVED
AUG 26 1980
DEPARTMENT OF
THE CITY CLERK

AUG 26 1980

copy to:
Mr. J. J. Muirhead

Schedule 'C' to Report No.72
(Page 1)

Submitted by Mr. Christopher Vincent
Date: August 11, 1980.

TARA SIGN PROPOSAL

YPE: The sign will have the appearance suggested in the accompanying rendering. It will be of solid wood, carved to a depth of approximately $\frac{3}{4}$" on both sides.

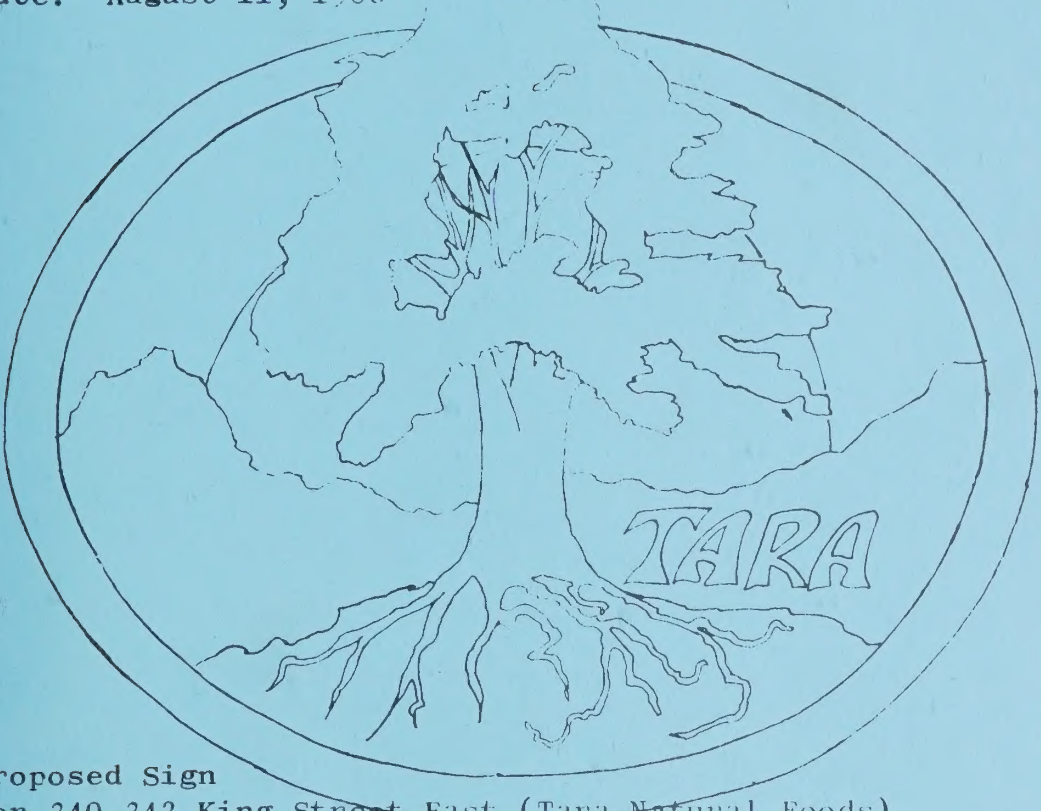
PENSION: The sign is to be of the MAST-ARM type, suspended from a galvanized pipe by 2" flatbars and galvanized hooks.
City regulations regarding height (9' or over) and distance from sidewalk edge (18"+) will be observed.

E: The approximate size will be 24"x28".
The general shape, a horizontal oval.

OUR: A subdued application of colour. Brown stain in two tones, green stains in two tones. The gold colour of the lettering and the fire colour of the sun behind the tree will be provided by paint. Spar Varnish coated.

Schedule 'C' to Report No. 72
(Page 2)

Sketch submitted by Mr. Christopher Vincent
Date: August 11, 1980



Proposed Sign
for 340-342 King Street East (Tara Natural Foods)

REPORT NO. 73

September 2, 1980

To the Mayor and Members of Council:

The Chief Administrative Officer reports and recommends as follows:

1. That, as recommended by the City Solicitor, a by-law be presented to council to amend By-Law No. 9309, "A By-Law of The Corporation of the City of Kingston to Control Noise", to provide, subject to approval of the Minister of the Environment:

   (a) For the prohibition of amplified noise in residential areas from 5:00 p.m. to 7:00 a.m. of the next day or 9:00 a.m. on Sundays, instead of from 11:00 p.m. to 7:00 a.m. (0700 hours) the next day or 9:00 a.m. on Sundays; and

   (b) for the addition to the "List of Activities to Which the By-Law does NOT apply" of the following:

   > *"Necessary municipal maintenance, including snow clearing, street cleaning and garbage collection, undertaken by the City of Kingston".*

   as more particularly set out on page 4 of Schedule "A" attached hereto.

   (Note: A copy of the Report of the Chief Administrative Officer is attached hereto as Schedule "A", 4 pages)

   (See By-Law 1 : No. 80-191)

2. Whereas a study showing comparisons between the present assessments in the City of Kingston and 1975 market value estimates for each class of property has been received from the Assessment Division of the Ministry of Revenue:

   That the Minister of Revenue be requested to implement equalization under Section 86 of *The Assessment Act* on the understanding that the following steps would occur:

   (a) The Assessment Division, through its Regional Office, will revise all assessment, using 1978 as a base year. Equality within property classes will be ensured. An impact study will be prepared.

   (b) The revised assessments along with the impact study will be presented to the City Council.

   (c) After this presentation, the Council will decide:

      i) To revert to the existing assessment roll and the matter ends; or

      ii) To accept the revised assessments, and that rolls and notices should be printed to reflect the revised assessment.

   (Note: A copy of the Report of the Chief Administrative Officer is attached hereto as Schedule "B", 2 pages)

3. That, as recommended by the Commissioner of Works, the location of Street "Y" from Street "X" to the west limit of Street "Z" and all of Street "Z" in the Clyde Farm Industrial Park, as shown on pages 5 and 6 of attached Schedule "C", is hereby approved in order that a plan of this section of Street "Y" may be prepared by an O.L.S. for the future street dedication by-law and the approved sanitary sewer may be installed therein.

   (Note: A copy of the Report of the Chief Administrative Officer is attached hereto as Schedule "C", 6 pages)

4. That, notwithstanding the policy set by Council at its 1980 budget deliberations that Heads of Department and Council members be permitted to attend only one conference per year. Mr. K.S. Ready, Director of Personnel be authorized to attend the semi-annual Fall conference of the Ontario Municipal Personnel Association to be held in Ottawa on September 24 to 26, 1980 at City expense.

   (Note: A copy of the Report of the Chief Administrative Officer is attached hereto as Schedule "D", 2 pages)

Respectfully submitted,

R.J. Hamilton,
Chief Administrative Officer

Schedule "A" to Report No. 73
(Page 1)

CORPORATION OF THE
CITY OF KINGSTON
OFFICE OF THE Chief Administrative Officer

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

Our Ref. No. 2-1.2

August 25, 1980

MEMORANDUM

TO: MAYOR KEYES AND MEMBERS OF COUNCIL

FROM: Mr. R.J. Hamilton,
C.A.O.

RE: NOISE CONTROL BY-LAW
AMENDMENT TO BY-LAW NO. 9309

We are forwarding herewith a proposed amendment to By-Law No. 9309, Noise Control By-Law.

Mr. Jackson has set out the various kinds of violations that he wishes to bring to Council's attention. You will note that this by-law has the effect of prohibiting amplified noise in residential areas from 5:00 P.M. to 7:00 A.M. of the next day.

Finally, the Ministry of the Environment will have to give approval of this change and as such the provisions of the by-law will not come into effect until such approval has been given.

We would recommend that Council approve the said by-law.

R.J. Hamilton,
C.A.O.

RJH/sd
Encl.

Office of the
City Solicitor
Our Ref. No. 80-18

AUG 25 1980

MEMORANDUM

TO: Mr. R.J. Hamilton,
Chief Administrative Officer

FROM: Mr. Norman C. Jackson,
City Solicitor

DATE: August 25, 1980

RE: Amendment to By-Law No. 9309
Noise Control By-Law

With regard to the resolution passed at the Council meeting of August 11, 1980, I have reviewed the noise by-laws of four other cities. The cities of Hamilton and North Bay prohibit amplified noise in residential areas after 5:00 p.m. Barrie prohibits amplified noise in residential areas after 7:00 p.m. and Guelph prohibits amplified noise in residential areas after 11:00 p.m. None of the above listed cities prohibit amplified noise in residential areas during all hours, but North Bay, Barrie and Hamilton all prohibit amplified noise in quite zones, which include hospital uses, at any time. I would therefore recommend to City Council the amendment of By-Law No. 9309 so as to prohibit amplified noise in residential areas after 5:00 p.m. Council could consider the prohibition of amplified noise in residential areas at all times, but this has not been so legislated in other municipalities, and the nuisance relating to outdoor parties would be covered, in most instances, by the 5:00 p.m. regulation.

Deputy Police Chief J.W. Kealey and Mr. Ed Taugher, Noise Control Officer, have confirmed that most of the complaints they have received since the passing of By-Law No. 9309 have been related to noise in residential areas after 5:00 p.m. The Police Department has reported that noise complaints for the months of June, July and August, 1980 were approximately 55. Of this number, all but 5 were between the hours of 5:00 p.m. and 7:00 a.m. of the next day. Mr. Taugher has indicated that most noise complaints are after 11:00 p.m., although there are complaints during the day hours. In 1979, there were 61 complaints with respect to noise between 11:00 p.m. and 7:00 a.m., 14 complaints after 5:00 p.m. and 26 complaints where the time was not specified. To date in 1980 there have been 27 complaints of loud music between 11:00 p.m. and 7:00 a.m., 6 complaints after 5:00 p.m. and 23 complaints where the time was not specified. 95% of the complaints where no time was specified stated that music occurred at night.

.../2

Schedule "A" to Report No. 73
(Page 3)

Mr. R.J. Hamilton,
Chief Administrative Officer August 25, 1980

Council may also wish to consider amending the by-law as follows. The City Engineer, Mr. Graham, and the Noise Control Officer, Mr. Taugher, have indicated that garbage collection now commences at 6:00 a.m., and that the noise created may violate By-Law No. 9309. They have also indicated that since snow clearing and street cleaning are done at night, because they can be done most efficiently and with less disruption at that time, that these three functions be exempt from By-Law No. 9309. I would therefore ask that City Council consider adding to the list of the exceptions to which the by-law does not apply in Schedule "3", "Necessary municipal maintenance, including snow clearing, street cleaning and garbage collection, undertaken by the City of Kingston". It is to be noted that transformers and diesel operated water pumps owned by the P.U.C. and necessary preventive maintenance work undertaken by the P.U.C. are exempt from By-Law No. 9309 at the present time. Section 4 of the by-law provides that it is lawful during an emergency to emit sound in connection with emergency measures for the immediate health and safety of inhabitants or for the preservation or restoration of services and property. However, this section is intended for emergency situations which directly involve the public safety and would not cover all of the regular maintenance activities of our Public Works Department. It could be argued that snow clearance might be an emergency, but in order to avoid any ambiguity, the Commissioner of Works has recommended that necessary maintenance activities be set out in the by-law in the same way that they are for the P.U.C.

I therefore enclose herewith a draft by-law which will have the effect of prohibiting amplified noise in residential areas from 5:00 p.m. to 7:00 a.m. of the next day, (9:00 a.m. on Sundays), and exempting necessary City maintenance from the by-law. If Council should wish to prohibit amplified noise in residential areas at all times, I will amend the draft by-law accordingly.

It is to be recognized that the noise control by-law was passed pursuant to The Environmental Protection Act, S.O. 1971 and that By-Law No. 9309 required the approval of the Ministry of the Environment. This amendment will also need to be approved by the Ministry of the Environment and will not come into effect until such approval has been given.

NCJ/ks
Enclosure

Norman C. Jackson,
City Solicitor

cc: Mr. D. Graham, Commissioner of Works
Deputy Police Chief J.W. Kealey
Mr. Ed Taugher, Noise Control Officer

BY-LAW NO. 80-

A BY-LAW TO AMEND BY-LAW NO. 9309, "A BY-LAW OF THE CORPORATION OF THE CITY OF KINGSTON TO CONTROL NOISE"

PASSED:

The Council of The Corporation of the City of Kingston enacts as follows:

1. By-Law No. 9309 of The Corporation of the City of Kingston entitled "A By-Law of The Corporation of the City of Kingston to Control Noise", is hereby amended as follows:

A. By changing the restricted times for residential areas for Item 2 in Schedule 2 from "A" to "C", so that Item 2 of Schedule 2 shall now read as follows:

	Prohibited Period of Time	
	Residential Areas	Other Areas
"2. The operation of any electronic device or group of connected electronic devices incorporating one or more loudspeakers or other electro-mechanical transducers, and intended for the production, reproduction or amplification of sound."	C	C

B. By adding the following to Schedule "3" as Section (xiv):

"(xiv) Necessary municipal maintenance, including snow clearing, street cleaning and garbage collection, undertaken by the City of Kingston."

2. This by-law shall come into force and take effect on its passing, subject to the approval of the Ministry of the Environment.

GIVEN FIRST AND SECOND READINGS
GIVEN THIRD READING AND FINALLY PASSED

CITY CLERK MAYOR

Schedule "B" to Report No. 73
(Page 1)

CORPORATION OF THE
CITY OF KINGSTON
OFFICE OF THE Chief Administrative Officer

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

Our Ref. No. 1-3

August 27, 1980

MEMORANDUM

TO: MAYOR KEYES AND MEMBERS OF COUNCIL

FROM: MR. R.J. HAMILTON, C.A.O.

RE: IMPLEMENTATION OF EQUALIZATION UNDER SECTION 86 OF THE ASSESSMENT ACT

We are forwarding herewith a letter from Mr. Gordon J. Ogilvie, Regional Assessment Commissioner requesting that Council approve a further resolution requesting implementation of equalization under Section 86 of the Assessment Act.

Council will please note that after the presentation of the 1978 Tax Impact Study in October or November, Council then can decide if they wish to proceed with the new Assessment Roll and Notices for 1981 taxation or continue to use the old system.

We would therefore recommend that Council authorize the preparation of this resolution to comply with the request from the Assessment Commissioner.

R.J. Hamilton,
C.A.O.

RJH/sd
Encl.

Schedule "B" to Report No. 73
(Page 2)

AUG 27 1980

Ontario

ASSESSMENT REGION NO. 5
Counties Frontenac Lennox
and Addington

1055 Princess Street, Kingston, Ontario K7L 4Y8 Tel: 613/546-3801

August 26, 1980

Robert Hamilton
Chief Administrative Officer
City Hall
KINGSTON, Ontario K7L 2Z3

Mr. Hamilton:

At a recent meeting council was presented with a preliminary study of what would happen to the assessment base for the City of Kingston using 1975 data.

We are presently preparing the 1978 base and in order to present council with the new tax impact study for their consideration, the Ministry requires a further resolution from council requesting implementation of equalization under Section 86 of the Assessment Act. After the presentation to council of the 1978 tax impact study in October, council will then decide if they wish to proceed with the new Assessment Roll and Notices for 1981 taxation or continue to use the old system.

Please forward your resolution to the Minister of Revenue, Lorne Maeck and a copy to our local office.

Thank you.

I remain

Gordon Ogilvie

Gordon J. Ogilvie
Regional Assessment Commissioner

GJO/bs

Schedule "C" to Report No. 73
(Page 1)

CORPORATION OF THE
CITY OF KINGSTON
OFFICE OF THE Chief Administrative Officer

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

Our Ref. No. 9-4

August 27, 1980

MEMORANDUM

TO: MAYOR KEYES AND MEMBERS OF COUNCIL

FROM: Mr. R.J. Hamilton, C.A.O.

RE: CLYDE FARM, SOUTH OF C.N.
SERVICE COST ESTIMATES AND TIME SCHEDULE

We are forwarding herewith a report from Mr. Graham setting out the service cost estimates and the time schedule for introducing the services for our Industrial Park.

Mr. Graham has taken the liberty to show by years the date when services will be provided as well as showing the flexibility to provide smaller or larger lots, depending on the market conditions and the future clients.

We would recommend that Council seriously consider Scheme 1 with smaller lots which would seemingly best accommodate the future based on today's factors.

In addition, we would point out that Mr. Graham would like approval of the plan for Street "Y" from Street "X" to "Z" so that a plan by an O.L.S. may be prepared, the streets dedicated and the approved sanitary sewer installed.

We would recommend that Council approve this and we would like to thank Mr. Graham for the thorough document that he had prepared in this matter.

R.J. Hamilton,
C.A.O.

RJH/sd
Encl.

c.c.: Mr. D. Graham, P.Eng.,
Commissioner of Works.

Schedule "C" to Report No. 73
(Page 2)

MEMORANDUM

TO: R. J. Hamilton, Chief Administrative Officer

FROM: D. Graham, Commissioner of Works

DATE: August 25th, 1980

RE: CLYDE FARM, SOUTH OF C.N.
Service Cost Estimates and Time Schedule

A drawing marked "Scheme II" is attached which modifies slightly the Consultant's proposal. Another drawing marked "Scheme I" is also attached. This scheme is a conversion from Scheme II to provide some smaller lots. This conversion could take place if the market is for smaller lots and nothing would be wasted. The additional cost of the conversion is estimated to be $120,000. These drawings indicate the anticipated time services would be available.

Attached as Schedule 'A' is information on cost of servicing. Schedule 'B' is general cost information.

We would like to have approval of the plan for Street "Y" from Street "X" to "Z" and Street "Z" so that a plan by an O.L.S. may be prepared, the streets dedicated and the approved sanitary sewer installed.

D. Graham, P. Eng.
Commissioner of Works

DG:JC

Encls.

C.C. G. de Lugt, Deputy City Engineer
P. Liang, Director of Engineering

Schedule "C" to Report No. 73
(Page 3)

SCHEDULE "A"

SERVICING COSTS - CLYDE FARM

SOUTH OF C.N.

Debentured

Street "X" Pavement	$38,500	
Water	5,000	
San. Sewer	4,500	
Street "Y" & "Z" San. sewer	87,000	$135,000

Financed from Current Revenue

McAdoo watermain	$12,000	
San. to CKWS lot (and adj. lot)	24,000	
Water to CKWS lot(and adj. lot)	7,000	
Water service across Street "X"	8,000	
Exploratory rock moving & soundings	2,500	$ 53,500

1980 Capital Budget

San. in front of CKWS	$23,000	
Road & water - Street "Y" from Street "X" westerly	94,000	$117,000

Future Financing

Service westerly lot on Counter	$18,000	
Service balance of Street "Y"	72,000	
Water & Road - Street "Z"	90,000	
Laterals	18,000	
Levelling of fill	15,000	$230,000

Scheme II - Total estimated cost	$535,500

Schedule "C" to Report No. 73
(Page 4)

SCHEDULE "B"

CLYDE FARM - SOUTH OF C.N.

OVERALL COSTS

Servicing costs (Schedule "A")	$535,000
Land cost - assumes total land cost is recovered in lot prices including road allowances	$756,000
Total cost to develop (south of C.N.) using Scheme II	$1,291,000

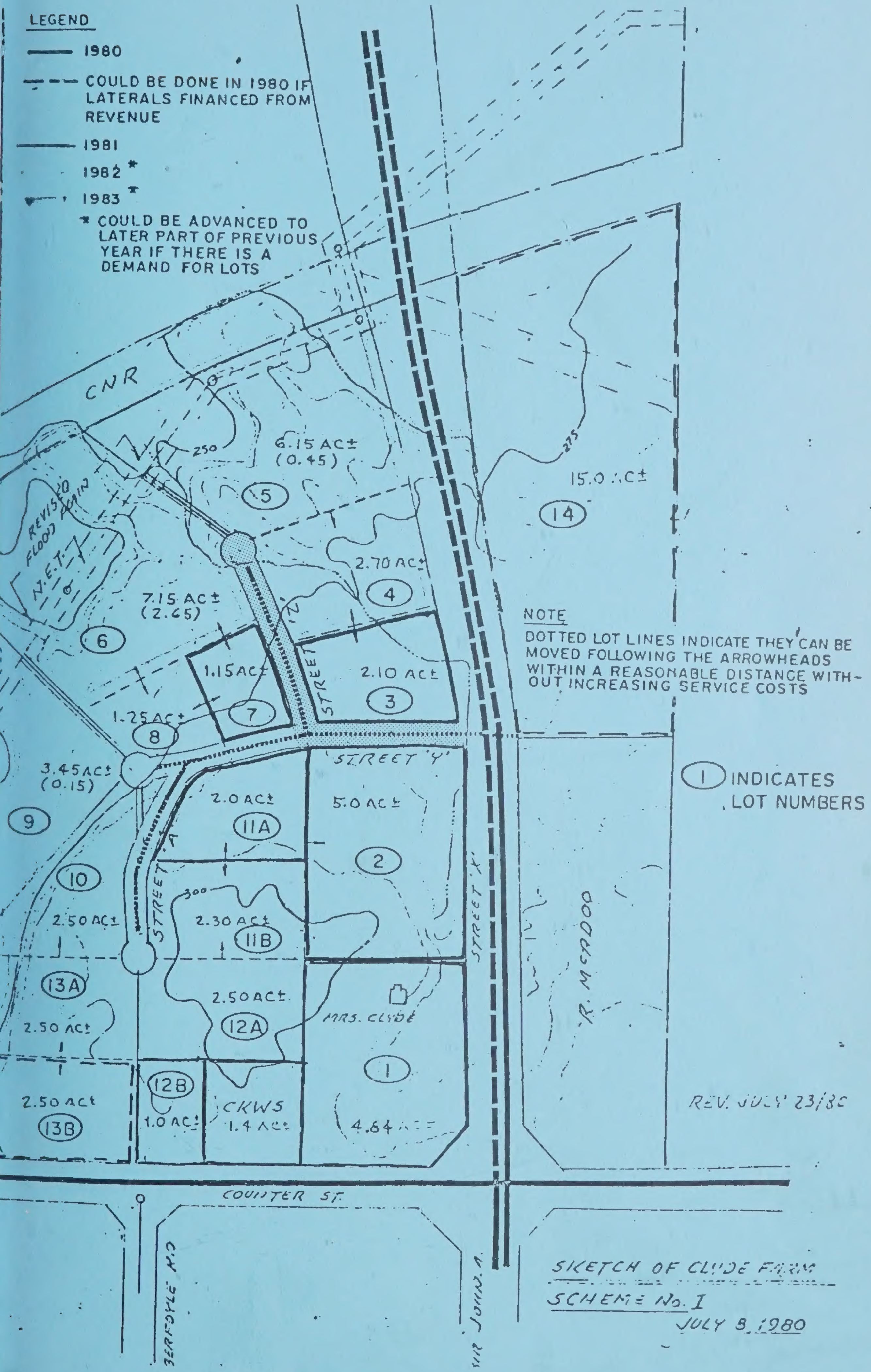
Assuming 62.5 useable acres, to break even average cost should be $20,700 per acre.

Cost for Scheme II	$1,291,000
Additional to convert to Scheme I	120,000
Total cost - Scheme I	$1,411,000

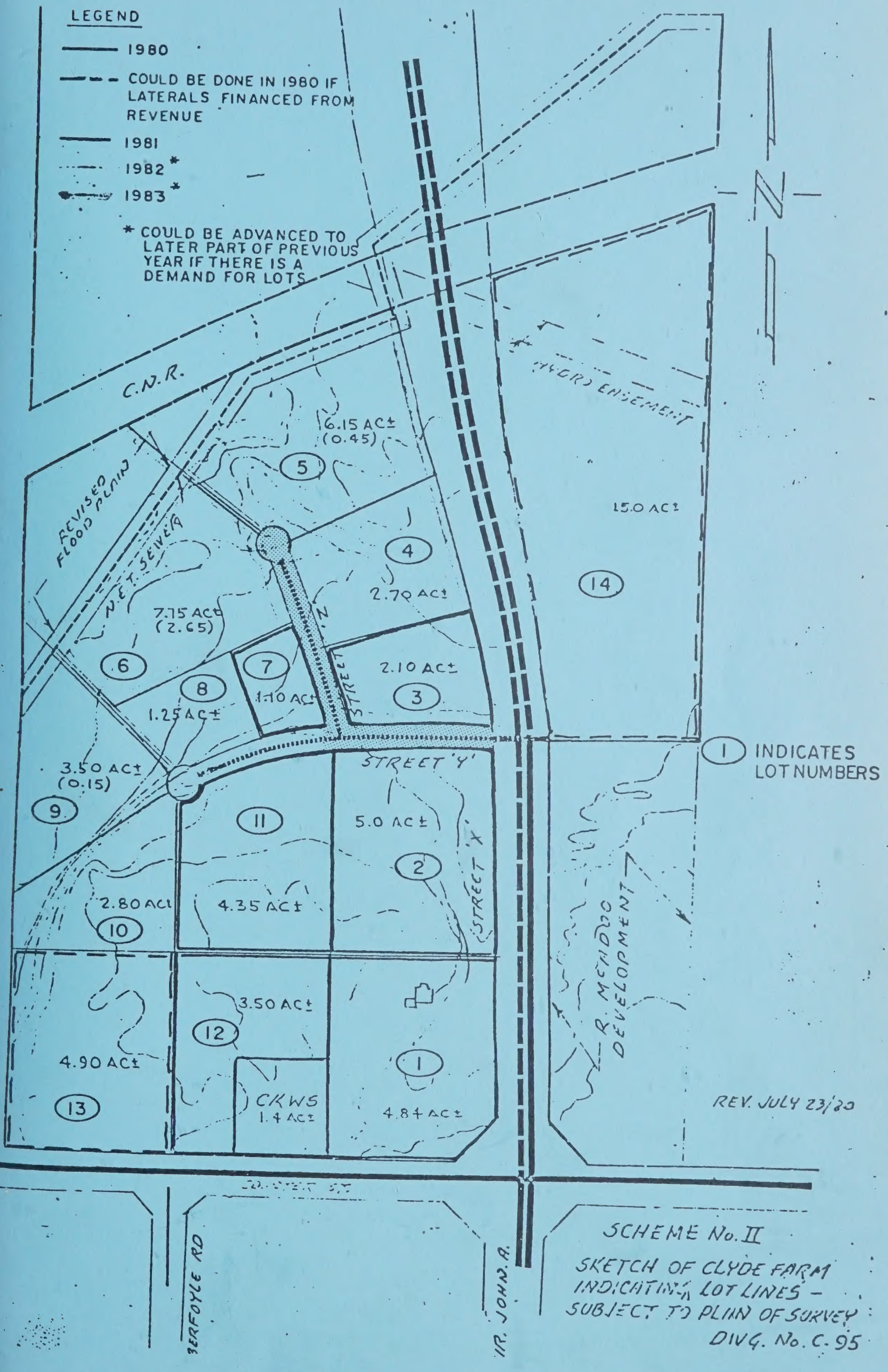
Assuming 62.5 useable acres, to break even average cost should be $22,600 per acre.

Costs do not include Counter Street water connection charge for CKWS parcel and the two parcels to the west assuming this will be additional to the price per acre. It amounts to about $25,000. Costs do not take into account the possibility of some recovery from the M.T.C. for the purchase of the allowance for the extension of Sir John A MacDonald Blvd. to 401 Freeway.

Schedule "C" to Report No. 73
(Page 5)


LEGEND
1980
COULD BE DONE IN 1980 IF LATERALS FINANCED FROM REVENUE
1981
1982 *
1983 *
* COULD BE ADVANCED TO LATER PART OF PREVIOUS YEAR IF THERE IS A DEMAND FOR LOTS
CNR
REVISED FLOOD PLAIN
N.E.T.
250
6.15 AC±
(0.45)
5
15.0 AC±
14
275
2.70 AC±
4
7.15 AC±
(2.65)
6
1.15 AC±
7
STREET 'Z'
2.10 AC±
3
NOTE
DOTTED LOT LINES INDICATE THEY CAN BE MOVED FOLLOWING THE ARROWHEADS WITHIN A REASONABLE DISTANCE WITHOUT INCREASING SERVICE COSTS
1.25 AC±
8
3.45 AC±
(0.15)
9
STREET 'Y'
2.0 AC±
11A
5.0 AC±
2
1 INDICATES LOT NUMBERS
10
2.50 AC±
300
STREET 'A'
2.30 AC±
11B
STREET 'X'
R. McADOO
13A
2.50 AC±
12A
MRS. CLYDE
2.50 AC±
1
12B
CKWS
2.50 AC±
13B
1.0 AC±
1.4 AC±
4.64 AC±
REV. JULY 23/80
COUNTER ST.
BERFOYLE RD
SIR JOHN A.
SKETCH OF CLYDE FARM
SCHEME No. I
JULY 8, 1980

Schedule "C" to Report No. 73
(Page 6)


LEGEND
1980
COULD BE DONE IN 1980 IF LATERALS FINANCED FROM REVENUE
1981
1982 *
1983 *
* COULD BE ADVANCED TO LATER PART OF PREVIOUS YEAR IF THERE IS A DEMAND FOR LOTS
C.N.R.
REVISED FLOOD PLAIN
N.E.T. SEWER
HYDRO EASEMENT
6.15 AC± (0.45)
5
4
2.70 AC±
15.0 AC±
14
7.15 AC± (2.65)
6
7
8
1.10 AC±
1.25 AC±
STREET 'Z'
2.10 AC±
3
STREET 'Y'
1 INDICATES LOT NUMBERS
3.50 AC± (0.15)
9
11
5.0 AC±
2
STREET 'X'
2.80 AC±
10
4.35 AC±
R. MCADOO DEVELOPMENT
3.50 AC±
12
4.90 AC±
13
CKWS 1.4 AC±
1
4.8± AC±
BERFOYLE RD
JOHN A.

REV. JULY 23/80

SCHEME No. II

SKETCH OF CLYDE FARM
INDICATING LOT LINES –
SUBJECT TO PLAN OF SURVEY
DWG. No. C-95

Schedule "D" to Report No. 73
(Page 1)

CORPORATION OF THE
CITY OF KINGSTON
OFFICE OF THE Chief Administrative Officer

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

Our Ref. No. 5-3

August 27, 1980

MEMORANDUM

TO: MAYOR KEYES AND MEMBERS OF COUNCIL

FROM: Mr. R.J. Hamilton, C.A.O.

RE: CONFERENCE - ONTARIO MUNICIPAL PERSONNEL ASSOCIATION

We are forwarding herewith a request from Mr. Ready to attend a conference in Ottawa on September 24th to 26th.

We would point out that Council directed that one person would attend only one conference in 1980, however, Mr. Ready has already attended a previous conference and since Mr. Paul Hawn is no longer employed in our Personnel Department, it would be in order for Mr. Ready to attend this second conference.

We would therefore recommend that Council authorize Mr. Ready to attend the said conference.

R.J. Hamilton,
C.A.O.

RJH/sd
Encl.

OMPA
Ontario Municipal Personnel Association

Suite 902
100 University Avenue
Toronto, Ontario M5J 1V6
Telephone 416-593-1441

TO ALL MEMBERS OF THE ONTARIO MUNICIPAL PERSONNEL ASSOCIATION:

The Fall Conference and Workshop for our members, to be held in Ottawa at the Holiday Inn- Downtown Centre, from September 24th to 26th. assuredly will prove most interesting and beneficial to all member delegates.

The details of the agenda for all sessions have been given much consideration by your Board of Directors, and, particularly, by President Terry Hallman and Ed O'Reilly, your Program Chairman.

All delegates will have a full opportunity to discuss the topic *"1981 COMPENSATION GUIDELINES"*. at the breakfast session on Friday. The session will end with a summation of individual group's recommendations.

Bob Humphrey and Bill Milks, our old friends, will speak at the luncheon session on Friday on the topic *"CENTRALIZED BARGAINING IN THE MUNICIPAL SERVICE"*.

All speeches will be short, but they will be informative, based on training and experience by other leaders in the personnel field. One of the highlights of the conference will be the address by the Honourable Gordon Fairweather, Chief Commissioner of the Canadian Human Rights Commission, at the conference dinner to be held on Thursday evening.

Enclosed with this notice, please find registration forms and applications for accommodation at the hotel. Room rates are $45.00 per day, single or double occupancy.

The conference fee for this fall meeting has been established at $90.00 for member delegates and $40.00 for spouses of delegates. I am sure you will find it a bargain for the benefits received.

See you at Ottawa.

Yours sincerely,

Ted

E. A. Outram,
Administrative
Assistant

[illegible]
[illegible]
[illegible]

August 21, 1980

[illegible]

COMMITTEE OF THE WHOLE (Cont'd)

MOTIONS

(1) Moved by Ald. Hawkins,
Seconded by Ald. Matthews,

That council review the present system of municipal election of aldermen - re - two aldermen per ward for the present seven wards; and consider developing a new structure creating ten wards with one alderman elected per ward;

That the City Clerk be directed by council to create a new ten ward system by population for consideration by council prior to November 1, 1980;

That the new structure, if approved by council, would be adopted and implemented prior to 1982 Municipal Elections.

(2) Moved by Ald. Timmins,
Seconded by Ald. Lampropoulos,

WHEREAS the owners of residential units in condominium corporations are assessed under the provisions of The Ontario Assessment Act in a manner similar to the owners of single family homes in private ownership;

AND WHEREAS the owners of units in condominium corporations, and in particular condominium row dwellings, have provided for services and have maintained such services that the owners of single family homes in private ownership do not have to incur the costs of;

AND WHEREAS condominium row dwelling unit owners have paid for the costs of certain sewers, watermains and roads and continue to pay for the costs of maintaining such facilities;

AND WHEREAS municipalities have not expressed a desire to undertake the responsibility for the maintenance of such facilities;

AND WHEREAS the condominium unit owners continue to be assessed in the same manner as single family lots in private ownership, notwithstanding that the above noted services are not paid for by the general public;

AND WHEREAS it would now appear appropriate to ask the provincial government to consider an amendment to provincial legislation to recognize the special nature of row dwelling condominium developments in particular, and condominium developments generally;

THEREFORE BE IT RESOLVED that the Council of The Corporation of the City of Kingston recognizes the inequity that exists with respect to the assessment of condominium developments generally and row condominiums in particular, and hereby petitions the provincial government to provide relief to this inequity by way of appropriate provincial legislation.

COMMITTEE OF THE WHOLE (Cont'd)

MOTIONS (Cont'd)

(3) Moved by Ald. Gerretsen,
Seconded by Ald. Clements,

That it be recommended to the Labour Management Committee that wherever possible, all Grievance Committee hearings be held after 4:30 p.m.;

And furthermore, that it be recommended that all members of council, not members of the Grievance Committee, be designated as alternates of the said committee and that they be called, in rotation, if needed.

(4) Moved by Ald. Lampropoulos,
Seconded by Ald. Timmins,

That it be recommended to next year's council (1981) that a sidewalk be constructed on the south side of Princess Street between Hillendale and Sir John A. MacDonald Boulevard.

The following motion was tabled at council meeting no. 42 for consideration on September 2nd:

(5) Moved by Ald. Matthews,
Seconded by Ald. Hawkins,

That the Committee of the Whole reconsider Clause 19 of Report No. 70.

Note: Clause 19 of Report No. 70 reads as follows:

19. That, further to Clause 6 of Report No. 45, 1980, when the Commissioner of Works was requested to defer that portion of Tender No. 80-2 with respect to Clarence Street from Ontario Street to the waterfront, as recommended by the Commissioner of Works, authorization is hereby given for the presently approved work in Clarence Street from Ontario Street easterly to now commence, it being understood that the cobblestones will be salvaged by the contractor and stored in the adjacent Park for reuse in paving Clarence Street and since there are not sufficient cobblestone to repave the whole section of the Street, that Clarence Street from ____m east of Ontario Street easterly ____m to the end of Clarence Street be repaved with the salvaged cobblestone.

* * *

(B) That Council rise from the Committee of the Whole and the Chairman report.

REPORT OF THE COMMITTEE OF THE WHOLE

(C) That the Report of the Committee of the Whole be adopted, approved and confirmed.

MOTIONS

NOTICES OF MOTION

BYLAWS

(A) That By-Laws 1 and 2 be given their First & Second Readings.

(B) That By-Laws 2 to 6 be given their Third Reading.

* * *

(1) A By-Law to Amend By-Law No. 9309, "A By-Law of The Corporation of the City of Kingston to Control Noise".

FIRST & SECOND READINGS
Clause 1, Report No. 73, 1980 PROPOSED NO. 80-191

(2) A By-Law to Confirm the Proceedings of Council at its Meeting held on September 2, 1980.

THREE READINGS
City Council Meeting No. 43, 1980 PROPOSED NO. 80-192

(3) A By-Law to Amend By-Law No. 19, "A By-Law to Provide for the Regulation Use of the Parks and Recreation Facilities of The Corporation" to Provide that Admission Prices to the Kingston Pump House Steam Museum be Waived on One or Two Days to be Determined in August or September, 1980 for the Promotion of "Kingston Museum Day".

THIRD READING
Clause 1, Report No. 66, 1980 PROPOSED NO. 80-180

(4) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of The City of Kingston, Subject to The Provisions of The Highway Traffic Act (Clause 23, Report No. 70, 1980).

THIRD READING
Clause 23, Report No. 70, 1980 PROPOSED NO. 80-185

(5) A By-Law to Amend By-Law No. 10, "A By-Law Respecting Streets" (Amend Section 27(a) to Permit Pavement of Boulevard at 893 Division Street).

THIRD READING
Clause 24, Report No. 70, 1980 PROPOSED NO. 80-186

(6) A By-Law to Temporarily Close Queen's Crescent from University Avenue to Albert Street on Thursday, September 11, 1980, from 7:00 p.m. to 11:30 p.m. for Community Purposes.

THIRD READING
Clause 25, Report No. 70, 1980 PROPOSED NO. 80-187

UNFINISHED BUSINESS

ADJOURNMENT

CITY COUNCIL MEETING NO. 43

The Regular Meeting of City Council was held on Tuesday, September 2, 1980 commencing with an In Camera session from 7:00 p.m. to 8:20 p.m. in the Loyalist Room, City Hall, and continued in the Council Chamber at 8.30 p.m. His Worship Mayor Keyes presided.

(Loyalist Room)

ROLL CALL

Mayor Keyes; Ald. Bishop; Ald. Clark; Ald. Clements; Ald. Gerretsen (arrived 7.15 p.m.); Ald. Gorham (arrived 7.12 p.m.); Ald. Hawkins; Ald. Knapp; Ald. Lampropoulos; Ald. Matthews; Ald. McArthur; Ald. Miller (arrived 7.10 p.m.); Ald. Tarnowecky; Ald. Timmins; Ald. Webb (15).

ADMINISTRATIVE STAFF PRESENT

Mr. R.J. Hamilton, Chief Administrative Officer; Mr. M.C. Healy, City Clerk (left at 7.11 p.m. and returned at 8.00 p.m.); Mr. N.C. Jackson, City Solicitor (left at 7.11 p.m.); Mr. K.S. Ready, Director of Personnel.

COMMITTEE OF THE WHOLE IN CAMERA

(A) Moved by Ald. Bishop
Seconded by Ald. Clark

That Council resolve itself into the Committee of the Whole In Camera to consider the following item:

(1) Employees - Reorganization of the Personnel Department

CARRIED

(Council Chamber)

ROLL CALL

Mayor Keyes; Ald. Bishop; Ald. Clark; Ald. Clements; Ald. Gerretsen; Ald. Gorham; Ald. Hawkins; Ald. Knapp; Ald. Lampropoulos; Ald. Matthews; Ald. McArthur; Ald. Miller; Ald. Tarnowecky; Ald. Timmins; Ald. Webb (15).

ADMINISTRATIVE STAFF PRESENT

Mr. R.J. Hamilton, Chief Administrative Officer;
Mr. M.C. Healy, City Clerk;
Mr. N.C. Jackson, City Solicitor;
Mr. D. Graham, Commissioner of Works.

QUEEN'S UNIVERSITY LIBRARY
DOCUMENTS DEPARTMENT
SEP 17 1980

(B) Moved by Ald. Bishop
Seconded by Ald. Clements

That Council rise from the Committee of the Whole and the Chairman report.

CARRIED

REPORT OF THE COMMITTEE OF THE WHOLE IN CAMERA

The Chairman reported that the following motions were considered in the Committee of the Whole In Camera:

A05

REPORT OF THE COMMITTEE OF THE WHOLE IN CAMERA (Cont'd)

(1) Moved by Ald. Hawkins,
Seconded by Ald. Gorham,

That the Report of the Chief Administrative Officer, dated August 21, 1980, concerning re-organization of the Personnel Department, be accepted.

CARRIED 11:4

(2) Moved by Ald. Gerretsen,
Seconded by Ald. Gorham,

That the performance review of the position of Personnel Director to be done by the Chief Administrative Officer by February 1, 1981, can include a recommendation to lift the "Red Circling".

CARRIED 14:1
Ald. Matthews opposed

(C) Moved by Ald. Clark
Seconded by Ald. Gerretsen

That the Report of the Committee of the Whole be adopted, approved and confirmed.

CARRIED
Ald. Matthews opposed

TABLING OF DOCUMENTS

The following documents were tabled:

(1) Report of the President on Behalf of the Board of Directors of the Association of Municipalities of Ontario, Annual Conference, August 1980.

(2) A.M.O. Reports - Ontario Budget 1980: Implications for the Municipal Sector.

(3) A.M.O. Reports - Equalization Factors and Apportionment in 1981.

(4) A.M.O. Reports - Provincial Road Grants: Administrative Procedures.

COMMUNICATIONS

Council consented to the addition of Communication Nos. 579 to 586.

Filed

(570) From the Ministry of Housing advising that they have approved the City's application for a provincial grant for the current fiscal year (re Ontario Home Renewal Program) and have forwarded a cheque in the amount of $52,647.14 representing an accountable advance.

The Ministry has pointed out that the funds available to Ontario municipalities for the fiscal year ending March 31, 1981 are limited to $20,000,000 and therefore have emphasized that the above advance may represent the total funds that can be made available to the City of Kingston under the 1980-81 Ontario Home Renewal Program. Commitments made to homeowners must not exceed the amount of this cheque until such time as the City requests and receives further accountable advances.

File No. 8-3.18

COMMUNICATIONS (Cont'd)

Referred to the Planning Board

(571) From the Ontario Masonry Industry Promotion Fund advising of a presentation to take place on Tuesday, September 23, 1980 at the Royal York Hotel, Toronto, beginning at 2:45 p.m.

The topic of discussion will be "How We Design our Urban and Suburban Environments" and will be of special interest to decision makers who contirbute to the revitalization of downtown areas throughout the province, such as zoning officials, housing and building code authorities, council members, private developers, architects and engineers.

File No. 17-4

Which had beenReferred to the Planning Board

(572) From Mr. Thomas Angrove of 54 Connaught Street offering to purchase from the City the property known as 106 Rideau Street, formerly Laundry Building, for the sum of $10,000.

File No. 12-2.70-5

Referred to the Chief Administrative Officer

(573) From Mr. H.O. Helmers, President of the Kingston Symphony Association, offering congratulations for the City's support of the Kingston Pops Concerts.

In order for the Kingston Symphony to continue its year round support of musical arts in Kingston, the City has been requested to raise its grant to the Kingston Symphony Association to $10,000 by awarding a supplementary grant of $2,500.

A brief budget summary showing recent revisions and a copy of the audited financial statement for the season just ended has been forwarded.

(Note: Copies were distributed to all members of Council)

File No. 7-3

Referred to the Planning Board

(574) An application for zone change submitted by Mr. R. Abramovich, 21 Sanford Avenue, Hamilton, requesting a zone change for No. 4 Harvey Street, Kingston (Part of Lot 4, Concession West of the Great Cataraqui River, 1.36 acres) from present zoning classification of M6 to M7 for the purpose of expanding the building.

The owner of the above property and building is Kingsway Plumbing Supplies Ltd. and present use of the building is for the distribution of plumbing and electrical material.

File No. 25-2

Referred to the Committee of the Whole

(575) From the Cataraqui Region Conservation Authority advising that they have been requested by Teodora Correa and Gloria Correa to rent 33 Auld Street to them up to the end of July 1981. The City has agreed to demolish the house and clear the land when the family vacates.

The Authority is willing to agree to the Correa's request if the City has no objections.

File No. 3-16

COMMUNICATIONS (Cont'd)

Which had beenReferred to the City Solicitor

(576) From Wilcox & McNeill, Barristers & Solicitors, re zoning by-law no. 80-94, advising that the Binnington Estate withdraws any objection it has to the Clyde Farm property being zoned as M.177 as is proposed, so that the only objection of the Binnington Estate would be with respect to designating the Binnington Estate property as Industrial or Flood Plain, but there would be no objection with respect to that either if the proposed zone change filed by the Binnington Estate was granted. In any event, Wilcox & McNeill have no desire to hold the City up with respect to any possible sale of the Clyde Farm property and they have made it clear that they have no objection of the designation of part of the Clyde Farm property as M.177.

File No. 25-2.4-26

Filed

(577) From the Clerk of the Township of Kingston advising that the determination o trustees made in 1978 is still valid and is as follows for the Frontenac Lennox and Addington County Roman Catholic Separate School Board:

City of Kingston	7 Trustees
Township of Kingston	3 Trustees
Township of Pittsburgh, Wolfe Island, Howe Island, Storrington, Loughborough & Bedford	2 Trustees
Township of Ernestown, Portland, Hinchinbrooke, Barrie, Bath, South Fredricksburg, Adolphustown, North Fredricksburg, Richmond, Napanee, Camden East, Newburgh, Sheffield & Kaladar	2 Trustees

The Clerks of the underlined municipalities will be responsible under Section 110(21) of the Act.

File No. 5-2

Referred to the Chief Administrative Officer and the City Solicitor

(578) From the Kingston District Chamber of Commerce objecting to a business from Quebec, known as Alpine Fashions, who set up shop at the corner of King and Princess Streets in a mobile unit to sell sportswear, on the weekend of August 23, 1980.

This is not fair competition as local businesses lease or buy their property, pay municipal taxes year after year, hire local permanent staff and are in business through all seasons. They are also the backbone of most fund raising projects such as the United Way, The Heart Fund, The Cancer Drive etc.

Although the out of town operator is required to purchase a transient traders permit that is supposedly equivalent to a business tax, he only operates at prime times and then leaves with money, contributing nothing to the community.

The Chamber of Commerce is therefore requesting that the City investigate, in co-operation with the Chamber, alternatives as to who and what kind of businesses are allowed a Transient Traders Permit.

(Note: Copies were distributed by the Chamber of Commerce to all members of Council on August 25, 1980)

File No. 21-7

COMMUNICATIONS (Cont'd)

Referred to the Committee of the Whole

(579) From John E. Taylor, Clerk-Administrator, Court House, Kingston, forwarding a copy of the following:

(1) Calculations for equalized public residential and farm assessment and for equalized separate residential and farm assessment.

(2) Frontenac County Board of Education Member Determination.

(3) Trustee Apportionment for the County of Frontenac.

(Note: Copies have been distributed to all members of council)

File No. 5-2

Referred to the Committee of the Whole and the C.A.O.

(580) A report from the City Clerk concerning Communication No. (579).

(Note: Copies have been distributed to all members of council)

File No. 5-2

Filed

(581) From Wilcox & McNeill, Barristers & Solicitors, advising that they have withdrawn any objection on behalf of the owners of the Binnington Farm property with respect to any objection filed with respect to zoning by-law No. 79-138.

File No. 25-2

(582) From Wilcox & McNeill, Barristers & Solicitors, advising that they are withdrawing any objection to the Official Plan Amendment No. 1, re the Melville E. Binnington Estate and W.A. Binnington.

File No. 25-2

Referred to the City Solicitor

(583) From Borden & Elliot, Barristers and Solicitors, forwarding a Notice of Arbitration and Statement of Claim re land acquisition, parking lot, south side of Queen Street, Part Lot 302, the claimant being Loblaws Limited, 22 St. Clair Avenue East, Toronto.

File No. 12-2.79

Filed

(584) From Mr. J. van Haastrecht, Vice-President, Commercial Development, Campeau, confirming his new responsibilities representing Campeau Corporation and advising that one of his priorities will be the review of the file dealing with the Kingston Shopping Centre proposal on Division Street.

File No. 20-4.5

COMMUNICATIONS (Cont'd)

Referred to the City Solicitor

(585) From the Alma Mater Society Inc. of Queen's University, expressing their concern to the possibility of extending the existing noise by-law so that it would take effect at 5.00 p.m. (Clause 1, Report No. 73).

The Society has been working hard to implement the A.M.S. Community Relations Paper, a brief which was distributed to Council last year and which articulates areas where students can act to improve relations with the Kingston community. The Alma Mater Society feels that the proposed by-law change can only be viewed as a backward step in establishing these positive community relations. It is also their opinion that the present noise by-law has worked well in achieving the desired effects and that 5:00 p.m. tends to be harsh.

File No. 2-1.3

Referred to the Committee of the Whole In Camera

(586) From Mildred J. Morton, Barrister and Solicitor for Mr. David Herrington, advising that her client has rejected the City's offer with regard to property at 52 Pembroke Street, and that he intends to claim compensation by arbitration according to Section 44 of The Municipal Act.

File No. 20-9.12

COMMITTEE OF THE WHOLE

(A) Moved by Ald. Gorham
Seconded by Ald. Hawkins

That Council resolve itself into the Committee of the Whole to receive reports and to consider motions.

CARRIED

(B) Moved by Ald. Tarnowecky
Seconded by Ald. Timmins

That Council rise from the Committee of the Whole and the Chairman report.

CARRIED

REPORT OF THE COMMITTEE OF THE WHOLE

The Chairman reported that Report No. 71 of the Committee on Public Access to Information, Report No. 72 of the City of Kingston Planning Board, and Report No. 73 of the Chief Administrative Officer, and motions were considered in the Committee of the Whole as follows:

REPORTS

Report No. 71 - Committee on Public Access to Information.

Ald. Miller presented Report No. 71 of the Committee on Public Access to Information.

REPORTS (Cont'd)

Report No. 71 - Committee on Public Access to Information

Moved by Ald. Miller
Seconded by Ald. Knapp,

That Report No. 71 of the Committee on Public Access to Information be received and considered.

REPORT NO. 71

(Formerly Report No. 69, Meeting No. 41, 1980, which was Tabled for Consideration September 2, 1980)

August 25, 1980

To the Mayor and Aldermen:

The Committee on Public Access to Information reports and recommends that the following policies be adopted:

A. MEETINGS

1. Meetings of Council and Committees of Council, including Committee-of-the-Whole, shall be open to the public, subject to section 2 herein.

CARRIED

2. The following subjects may be discussed at Committee meetings held *in camera*, if agreed to by a majority of committee members present, unless otherwise prohibited by law.

CARRIED AS AMENDED
(See following motion of amendment)

Moved by Ald. Gerretsen
Seconded by Ald. Webb

That Section A(2) be amended by adding at the end of the sentence the words "unless otherwise prohibited by law".

CARRIED

2. (Cont'd)

a) Personnel matters, where a named employee or prospective employee is involved, or where employee relations or reputations could be damaged, unless the individual or individuals involved have requested that the matter be discussed in a meeting open to the public;

b) Negotiations on salaries or working conditions of employees;

c) Property matters in which premature public disclosure could cost the public money or be prejudicial to the interests of a property owner or the City, when the acquisition or sale of property is being investigated or negotiated;

d) Matters in which public discussion could prejudice the City's legal position or be detrimental to the City in proceedings before any Court or administrative tribunal;

REPORTS (Cont'd)

Report No. 71 - Committee on Public Access to Information (cont'd)
A. (Cont'd)
2. (cont'd)

e) Consideration of Awards of Merit (for example, by the Honourable Achievement Awards Committee); and

f) Matters that are specifically restricted by legislation regarding the protection of privacy.

CARRIED

3. No person other than Council members and persons invited by Council shall attend Committee of the Whole *in camera* meetings.

CARRIED AS AMENDED
(See following motion of amend

Moved by Ald. Miller
Seconded by Ald. McArthur

That A(3) be amended by deleting "inviting persons shall attend in camera meetings" and substituting therefor the words "persons invited by Council shall attend Committee of the Whole in camera meetings".

CARRIED

4. A "meeting of a committee of Council" shall be defined as a majority of committee members, the meeting convening after due notice has been given in accordance with By-Law No. 1, to make decisions and/or recommendations on any matter.

CARRIED

5. Meetings of Committees of Council may be held *in camera*, preferably prior to a regularly scheduled meeting, when an item or items described in section 2 herein warrants such *in camera* meetings.

CARRIED

Ald. Tarnowecky returned at 9.15 p.m.

6. *In Camera* meetings shall commence at an hour appropriate to finish in time for open Council meetings at 8 p.m., and shall be immediately terminated after items on the agenda have been considered.

AMENDED & REFERRED BACK
(See following motions)

Moved by Ald. Timmins
Seconded by Ald. Lampropoulos

That A(6) be amended by deleting the words "Insofar as possible" at the beginning of the sentence.

CARRIED

Moved by Ald. Webb
Seconded by Ald. Timmins

That A(6), as amended, be referred back to the Committee on Public Access to Information for further consideration.

CARRIED

Ald. Clements withdrew at 9.18 p.m.

7. The Committee-of-the-Whole *In Camera* agenda must be adopted by motion at the commencement of each meeting. Items can be added or deleted by amendment.

CARRIED

REPORTS (Cont'd)

Report No. 71 - Committee on Public Access to Information (Cont'd)

8. Except where Committee-of-the-Whole members present agree by a majority vote that a matter requires urgent and immediate action, final decisions of *in camera* Committee-of-the-Whole meetings will be reported at the next following regular Council meeting, and will be included in the Council agenda as a report from the Committee-of-the-Whole.

CARRIED

Ald. Clements returned at 9.23 p.m.

9. That section 1 (Proceedings of Council) of By-Law No. 1, 'A By-Law to Regulate Council Proceedings', be amended to provide that meetings of Council be held at 8 p.m., except where delegations request to be heard in a location other than televised Council Chambers. Delegations shall be advised that they may make presentation either in televised Council Chambers or prior to the televised meeting in another location.

CARRIED

B. ACCESS TO DOCUMENTS

1. In accordance with Section 216 of *The Municipal Act,* any "records, books, accounts and documents in the possession or under the control of the Clerk" may be inspected by members of the public.

CARRIED

2. Minutes of *in camera* meetings and reports presented to *in camera* meetings shall be available to the public when final decision is made by Council, unless otherwise prohibited by law.

REFERRED BACK TO THE COMMITTEE
(See following motion of referral)

Moved by Ald. Knapp
Seconded by Ald. Clark

That B(2) be referred back to the Committee on Public Access to Information for further consideration.

CARRIED

Moved by Ald. Timmins
Seconded by Ald. Hawkins

That B(3) be amended by deleting the words "Upon reasonable notice" at the beginning of the sentence, and substituting therefor the words "By appointment"

LOST

Ald. Hawkins withdrew at 9.36 p.m. and returned at 9.39 p.m.

3. Upon reasonable notice, any person shall be permitted, during City Hall working hours, to inspect any records, plans, books, accounts, documents, correspondence and reports which have been reported or distributed to Council, or a committee of Council, unless such documents must remain confidential by law, or by by-law.

AMENDED & REFERRED BACK
(See following motions)

REPORTS (Cont'd)

Report No. 71 - Committee on Public Access to Information (Cont'd)

B.3 (Cont'd)

Moved by Ald. Clark
Seconded by Ald. Tarnowecky

That B(3) be amended by adding the words "or by by-law" at the end of the sentence.

CARRIED

Moved by Ald. Tarnowecky,
Seconded by Ald. Timmins,

That B(3), as amended, be referred back to the Committee on Public Access to Information, with the suggestion that the recommendation be reviewed in light of Section 216 of The Municipal Act.

CARRIED

4. Final consultants' reports shall be made available to the public as soon as they have been distributed to Council members and staff. Reports should be distributed as soon as practicable.

REFERRED BACK TO THE COMMITTEE
(See following motion of referral

Moved by Ald. Gorham
Seconded by Ald. Hawkins

That B(4) be referred back to the Committee on Public Access to Information, for further consideration.

CARRIED

5. Documents, reports and plans relevant to an issue being discussed at a public meeting shall be made available for viewing before and at such public meeting. This includes copies of the Official Plan and Zoning By-Laws, planning staff reports and plans to be presented at such public meeting.

CARRIED

6. Upon request and payment of a rate fixed by Council, the Clerk shall furnish within a reasonable time copies (certified if required) of any of the foregoing records, except if prohibited by law. There shall be no charge made to members of Council or other City officials.

CARRIED

7. Building plans may be viewed by the public after an application is made for a building permit, site plan control approval, rezoning, or Official Plan change. Preliminary plans submitted to the City for comment prior to an official application shall be made public at the discretion of the Chief Administrative Officer or by a decision of Council.

CARRIED
(See following motion of amendment, which was lost)

Moved by Ald. Lampropoulos
Seconded by Ald. Timmins

That B(7) be amended by deleting the words "at the discretion of the Chief Administrative Officer or".

LOST 4:11

Ald. Bishop withdrew at 10.01 p.m. and returned at 10.03 p.m.
Ald. Gorham left at 10.09 p.m. and returned at 10.17 pm.
Ald. Clark left at 10.09 p.m. and returned at 10.18 p.m.

REPORTS (Cont'd)

Report No. 71 - Committee on Public Access to Information (cont'd)

C. MEDIA AND PUBLIC RELATIONS

1. Complete Council Minutes and Agendas, including schedules and reports to Council, shall be available to the media and the public.

CARRIED

2. When dealing with the media and the public, City employees are encouraged to provide information within their realm of responsibility. Employees are urged to differentiate between their own personal opinions and City policy. Prior approval of the Chief Administrative Officer is not required.

CARRIED

(Ald. Timmins, Ald. Webb opposed)

3. No member of staff, Council or Council committee shall make any public statement concerning any matter which, to his/her knowledge, has been discussed at an *in camera* meeting until the matter has been reported at an open meeting of Council or Committee of Council.

REFERRED BACK
TO THE COMMITTEE
(See following motion of referral)

Moved by Ald. Webb
Seconded by Ald. Lampropoulos

That C(3) be referred back to the Committee on Public Access to Information for further consideration, with the suggestion that the City Solicitor's advice be sought on whether such a ruling would be legally binding on members of Council.

CARRIED 8:7

4. That it be recommended to the Clerk's Department that a simple manual be prepared for use by City staff and the public, to define concisely the responsibility of each City Department, and to indicate the name of a contact person for each department who could provide information and assistance.

CARRIED

(Note: Introduction from Alderman Miller, Chairman of the Committee, is attached hereto as Schedule 'A' - 1 page; Resolution of Council dated March 24, 1980, is attached as Schedule 'B' - 1 page).

Moved by Ald. Miller
Seconded by Ald. Knapp

That Report No. 71 of the Committee on Public Access to Information, as amended, be approved.

CARRIED

Respectfully submitted,

(Signed) *Lois Miller* (Chairman)
J. Gerretsen
W. Knapp

Schedule 'A' to Report No. 71
(Page 1)

REPORT FROM THE COMMITTEE ON PUBLIC ACCESS TO INFORMATION

On March 24, 1980, City Council established a subcommittee to review the policies regarding "public access to information at City Hall". (Motion of March 24, 1980 is attached as Schedule 'B'). The Committee was instructed to examine three specific topics: in camera discussions, public access to documents, and staff interviews with news media. Three aldermen were appointed to the Committee: Aldermen Gerretsen, Knapp and Miller. At the Committee's first meeting, Ald. Miller was elected Chairman.

During the past five months, the Committee has undertaken a number of tasks:

- *distributed a questionnaire to nine other Ontario municipalities to learn their procedures, and studied their responses;*
- *requested and received submissions from members of Council and City department heads, including the City Solicitor, and from representatives of Kingston area media;*
- *held 10 meetings which were usually attended by members of the public and news media;*
- *studied the report "Freedom of Information in Local Government in Ontario", a background paper prepared for the Commission on Freedom of Information and Individual Privacy, established by the government of Ontario in 1977;*
- *read relevant articles from Municipal World, The Municipal Monitor and The Whig-Standard;*
- *examined current relevant policies of the City of Kingston.*

Members of the Committee agree that public knowledge of the bases for government decisions is essential to the democratic process. Citizens must know not only the effects of government decisions but also the reasons behind those decisions. Meetings must be open, and information and documents readily available, if citizens are to understand policy decisions and to judge the performance of their representatives. Realizing that many citizens depend on the media as sources of information, the Committee believes the City must do all in its power to convey accurate and complete information to the news media. We recognize, however, that in certain specific instances, public interest is best served if discussions are conducted in closed sessions and if documents remain confidential. The Committee recommendations follow from these principles.

As Chairman of the Committee, I wish to thank the Committee members, Aldermen Knapp and Gerretsen, who worked diligently on these recommendations; Lila Kitching and Lynn Haver who assisted with research and editing as well as acting as committee secretaries; Mr. Hamilton, the Aldermen and City department heads who attended our meetings and made written and/or oral presentations; the members of the public who attended meetings and often contributed useful suggestions; and the representatives of the local media who made thorough presentations to the Committee.

Ald. Lois Miller,
Chairman

Schedule *'B'* to Report No. 71
(Page *1*)

CORPORATION OF THE
CITY OF KINGSTON

OFFICE OF THE
City Clerk

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

Our Ref. No. 3-6

MEMORANDUM

TO: Alderman L. Miller
Alderman J. Gerretsen
Alderman W. Knapp

DATE: April 2nd, 1980

RE: Public Access to Information -
Establishment of Subcommittee

This will confirm that the Council of The Corporation of the City of Kingston approved the following Motions at their regular meeting held March 24th, 1980:

"That Council establish a subcommittee to review the policy for public access to information at City Hall;

That this committee develop a clear-cut policy regarding In Camera discussions;

That this committee review the City's policies regarding access to documents;

That this committee review the policy regarding employees being interviewed by the media;

That the City Solicitor be asked to examine In Camera procedures and relay any recommendations he may have;

That the City Clerk and the Chief Administrative Officer develop and recommend new procedures for meetings to ensure the formal Council meeting begins at a regularly scheduled time.

That this Committee familiarize themselves with the recommendations contained in the study on Freedom of Information in local government so as to compose a submission in response to the study, if required."

"That Ald. Miller, Ald. Gerretsen and Ald. Knapp be appointed to the subcommittee to review the policy for public access to information at City Hall."

M. C. Healy,
City Clerk.

MCH:jm

c.c. Mr. R. J. Hamilton, Chief Administrative Officer.
Mr. N. C. Jackson, City Solicitor.

REPORTS (Cont'd)

Report No. 72 - City of Kingston Planning Board

Ald. Clements presented Report No. 72 of the City of Kingston Planning Board.

Moved by Ald. Clements
Seconded by Ald. Matthews

That Report No. 72 of the City of Kingston Planning Board be received and adopted.

REPORT NO. 72

August 27, 1980.

To the Mayor and Aldermen:

The City of Kingston Planning Board reports and recommends as follows:

1. That the following plans, submitted by Homestead Land Holdings Limited, for a 7 storey 89 unit apartment building at the corner of Ontario and West Streets:

Plan SP1 - Site Plan - Scale 1:240 - Date: 80/02/20
Revised: 80/08/24

Plan SP2 - Landscaping - Scale 1:240 - Dated 80/06/30
Plan AP2 - Ground Floor Plan - Scale: 1:100 - Date: 80/03/11
Revised: 80/08/26
Plan AP5 - Elevation (south-east) - Scale 1:100 -
Date: 80/08/27
Plan AP6 - Elevation (south-west) - Scale 1:100
Date: 80/04/25
Revised: 80/06/06

(Maclennan Associates, Architects)

be approved, subject to the owner entering into a Site Plan Control Agreement, which shall include the following conditions:

a) *that development shall be in accordance with the above listed plans;*

b) *that all parking areas and access routes shall be paved;*

c) *that the design and location of all exterior lighting and signs shall be subject to City approval;*

d) *that all exterior air conditioning or mechanical units shall be screened in a manner which is satisfactory to the City;*

e) *that prior to the issuance of a building permit final grading and servicing plans to the satisfaction of the Commissioner of Works shall be submitted;*

f) *that the design and location of any exterior garbage storage areas shall be subject to approval by the City;*

g) *that landscaping as shown on Plan SP-2 shall be in place within one year from the date on which the building permit is issued;*

REPORTS (Cont'd)

Report No. 72 - Planning Board

h) that interior floor layout as shown on plan AP2 shall not be subject to the requirements of site plan control;

i) that water service of a miniumum 6" diameter be installed from the existing 16" Ontario Street water main at the owner's cost;

j) that the electrical transformer vault shall be built to a minimum size as specified by the Public Utilities Commission in accordance with the Ontario Electrical Code, and with concrete encased ducts to the lot line at the owner's cost;

k) that the owner shall agree to sign upon presentation, petitions for local improvement projects in regard to pavement, storm sewer, curb, gutter, boulevard and sidewalk on Ontario Street and West Street where they abut the site;

l) that existing driveways and walkways made redundant by the development shall be removed;

m) that an internal storm drainage system shall be constructed and connected to the municipal storm sewer system;

n) that garbage pick-up shall be arranged for privately by non-municipal collection forces;

o) that a 36.58 metre daylight arc of 21.3 m± radius shall be deeded to the City at no cost;

p) that a masonry screening wall of 1.4metre minimum height shall be placed around the periphery of the site where it lies within 5 metres of the parking area and that the remaining sections shall be screened by a wall or fence, and that the design and location of the above listed facilities shall be subject to City approval;

q) that the height of the penthouse shall be the lower of two elevations shown on the above listed plans;

r) that prior to the issuance of a building permit, plans shall be submitted showing the rear elevations of the building.

CARRIED

2. That pursuant to By-Law No. 8820, 'A By-Law to Provide for Land for Parks Purposes Pursuant to Section 35(b) of The Planning Act', as amended, and with respect to development by Homestead Land Holdings Limited at the corner of Ontario and West Streets, that cash in lieu of land be accepted for parks purposes prior to issuance of the building permit, and that a qualified appraiser be retained to arrive at an accurate evaluation of the land.

CARRIED AS AMENDED
(See following motion to amend)

Moved by Ald. Clements
Seconded by Ald. Knapp

That Clause 2, Report No. 72 be amended by adding after the words "the Planning Act", the words ", as amended".

CARRIED

REPORTS (Cont'd)

Report No. 72 - City of Kingston Planning Board (cont'd)

3. WHEREAS a tender for sale of the City owned property known as 106 Rideau Street was published, the closing date for which was August 18, 1980; and

WHEREAS one tender was received, from Hewpact Limited, in the amount of $5,560.00; and

WHEREAS the Planning Board is of the view that the amount of this tender is unacceptable;

THEREFORE BE IT RESOLVED that the tender of Hewpact Limited, in the amount of $5,560.00 for the purchase of 106 Rideau Street, be not accepted.

(Letter from Hewpact Limited is attached hereto as Schedule 'A' - 3 pages)

CARRIED

4. WHEREAS an offer to purchase the City owned property known as 106 Rideau Street has been received from Mr. Thomas Angrove, 54 Connaught Street, in the amount of $10,000.; and

WHEREAS the Planning Board is of the view that the amount of this offer is unacceptable;

THEREFORE BE IT RESOLVED that the offer of Mr. Thomas Angrove, 54 Connaught Street, to purchase the City owned property at 106 Rideau Street in the amount of $10,000, be not accepted.

(Letter from Mr. T. Angrove is attached hereto as Schedule 'B' - 1 page)

CARRIED

Council consented to consider Motion 4A.

4A. Moved by Ald. McArthur
Seconded by Ald. Matthews

That the City-owned property at 106 Rideau Street be listed for sale w the Kingston Area Real Estate Board.

CARRIED

REPORTS (Cont'd)

Report No. 72 - City of Kingston Planning Board (Cont'd)

5. That, as recommended by the Local Architectural Conservation Advisory Committee, the sign proposed by Mr. Christopher Vincent, for the property at 340 King Street East (Tara Foods), being a building designated under The Ontario Heritage Act, 1974, be approved.

(Details and sketch of the proposed sign are attached hereto as Schedule 'C' - 2 pages)

CARRIED
Ald. Webb opposed

Respectfully submitted,

(Signed)*John Clements* (Chairman)
Ken Matthews
Ken Keyes
W. Knapp
Lois Miller
G. Timmins

Schedule 'A' to Report No. 72
(Page 1)

HEWPACT
LIMITED

RESIDENTIAL - INDUSTRIAL - COMMERCIAL
DEVELOPMENT - CONSTRUCTION - MAINTENANCE

734 HOLGATE CRESC
KINGSTON, ONTARIO K
(613) 389-3200

25 August '80

Mr. Robert Morris,
Planning Dept.,
City Hall,
Kingston, Ont.

Dear Mr. Morris,

On the 18th of August I tendered $5,560.00 for the pr
at 106 Rideau St. which was the lowest and only tender
received. I thought the planning board would be intereste
in how I arrived at this figure.

It was tendered zone "A" for one and two family
dwellings and at present there is a small apartment on
the upper floor with 8'x9' bedrooms in what were
formerly offices. In todays rental market this typ
of accomodation will not rent and I believe that if
the present tenants were not related to the owner this apartm
would be vacant.

HEWPACT
LIMITED
RESIDENTIAL - INDUSTRIAL - COMMERCIAL
DEVELOPMENT - CONSTRUCTION - MAINTENANCE
734 HOLGATE CRESCENT
KINGSTON, ONTARIO K7M 5A6
(613) 389-2200

Thus, as it now stands the following interior renovations are needed to make it a viable proposition.

Interior renovation	$ 1,500
Upgrade electrical	500
Heating system due to change from	1,000
	$ 3,000

The following is a cash flow of the property

	MONTHLY
Renovation $ 3,000 @ 13½% amortized 20 yrs.	33.05
Heat 600/12	50.00
Taxes 600/12	50.00
Insurance 120/12	10.00
Maintenance 240/12	20.00
	163.05

Probable rent	$ 250.00
less 5% vacancy	(13.00)
	$ 237.00

Cash available for debt service	$ 237.00
	- 163.08
	$ 73.92

Schedule 'A' to Report No. 72
(Page 3)

HEWPACT
LIMITED

RESIDENTIAL - INDUSTRIAL - COMMERCIAL
DEVELOPMENT - CONSTRUCTION - MAINTENANCE

734 HOLGATE CRESC
KINGSTON, ONTARIO K
(613) 389-3200

at 13½% interest amortized over 20 yrs.

$5,560.00 costs $65.87/mo

Therefore 73.92
− 65.87

Profit & cushion $8.05 /mo.

Not much of a profit is it?

The removal of existing buildings and erection of new due to the concrete vault and floor etc is cost prohibitive

They would be in the order of $50.00 per sq. ft. and I don't see any profitability along those lines for at least 10 years.

Yours truly.

Pres. HEWPACT LIMITED.

Schedule 'B' to Report No. 72
(Page 1)

ILE
#-13-4.55

From: Thomas Angrove
54 Connaught St
Kingston, Ont. Aug-26, 1980

M. C. Healey, Esq. City Clerk
City of Kingston,
Kingston, Ont.

Dear Sir: re 106 Rideau St - formerly Laundry Building

Just by way of identification, my Grandfather, the late Thomas Angrove, was for many years the Mayor of this City.

I understamd that the City is offering this property for sale, and I have inspected it: the small front section is in fair condition, but the rear section would require considerable rehabitation.

The rear addition could be improved for use as a Group Home, and on checking with the Building Inspector, this property is beyond the distance of other group homes.

Having regard to the cost of the required improvements, I would offer to purchase this property for the sum of $10,000. cash on transfer of deeds and vacant possession.

I would appreciate hearing from you

yours truly

Thomas Angrove

Ghomas Angrove

City of Kingston
RECEIVED
AUG 26 1980
DEPARTMENT OF
THE CITY CLERK

AUG 26 1980

copy to:
Mr. J. J. Marchand

Schedule 'C' to Report No.72
(Page 1)

Submitted by Mr. Christopher Vincent
Date: August 11, 1980.

TARA SIGN PROPOSAL

TYPE: The sign will have the appearan
suggested in the accompanying rendering. It will be of solid Woo
carved to a depth of approximate
$\frac{3}{4}$" on both sides.

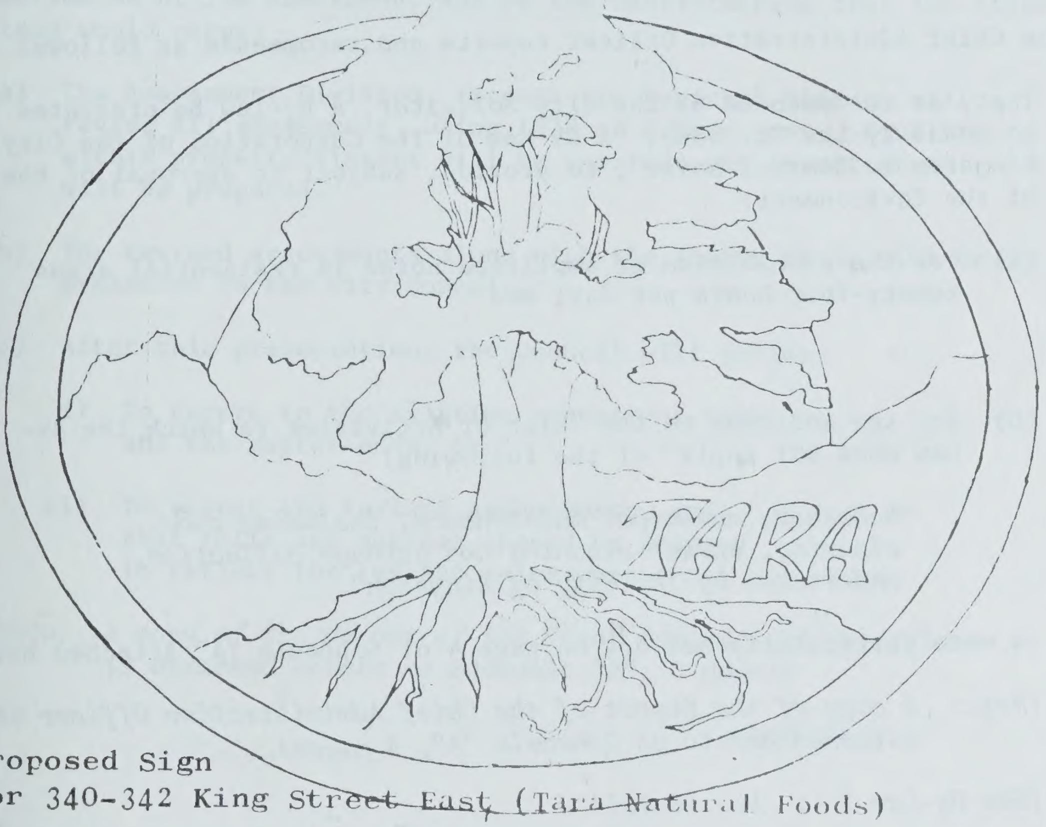
SUSPENSION: The sign is to be of the MAST-ARM type, suspended fro
a galvanized pipe by 2" flatbars
and galvanized hooks.
City regulations regarding height
(9' or over) and distance from sidew
edge (18"+) will be observed.

SIZE: The approximate size will be 24"x2
The general shape, a horizontal oval.

COLOUR: A subdued application of colour. Brow
stain in two tones, green stains in t
tones. The gold colour of the lettering a
the fire colour of the sun behind the tre
will be provided by paint. Spar Varnish coated

Schedule 'C' to Report No. 72
(Page 2)

Sketch submitted by Mr. Christopher Vincent
Date: August 11, 1980



Proposed Sign
for 340-342 King Street East (Tara Natural Foods)

REPORTS (Cont'd)

Report No. 73 - Chief Administrative Officer

Council consented to the addition of Clause 5.

REPORT NO. 73

September 2, 1980

To the Mayor and Members of Council:

The Chief Administrative Officer reports and recommends as follows:

1. That, as recommended by the City Solicitor, a by-law be presented to counci to amend By-Law No. 9309, "A By-Law of The Corporation of the City of Kingston to Control Noise", to provide, subject to approval of the Ministe of the Environment:

   (a) For the prohibition of amplified noise in residential areas twenty-four hours per day; and

   (b) for the addition to the "List of Activities to Which the By-Law does NOT apply" of the following:

   "Necessary municipal maintenance, including snow clearing, street cleaning and garbage collection, undertaken by the City of Kingston".

   as more particularly set out on page 4 of Schedule "A" attached hereto.

   (Note: A copy of the Report of the Chief Administrative Officer is attached hereto as Schedule "A", 4 pages)

   (See By-Law 1 : No. 80-191)

CARRIED AS AMENDED
(See following motion of amendment)

Moved by Ald. McArthur
Seconded by Ald. Matthews

That Clause 1 be amended by deleting section (a) in its entirety which read: "for the prohibition of amplified noise in residential areas from 5:00 p.m. to 7:00 a.m. of the next day or 9:00 a.m. on Sundays, instead of from 11:00 p.m. to 7:00 a.m. (0700 hours) the next day or 9:00 a.m. on Sundays" and by substituting therefor the following: "For the prohibition of amplified noise in residential areas twenty-four hours per day".

CARRIED 11:4
Ald. Tarnowecky opposed

Ald. Clements withdrew at 10:40 p.m. and returned at 10:45 p.m.

Moved by Ald. Webb,
Seconded by Ald. Knapp,

That, in accordance with Rule No. 16 of By-Law No. 1, permission be given to continue the meeting of City Council until completion of the Agenda.

CARRIED 10:5

PORTS (Cont'd)

port No. 73 - Chief Administrative Officer (Cont'd)

2. Whereas a study showing comparisons between the present assessments in the City of Kingston and 1975 market value estimates for each class of property has been received from the Assessment Division of the Ministry of Revenue:

   That the Minister of Revenue be requested to implement equalization under Section 86 of *The Assessment Act* on the understanding that the following steps would occur:

   (a) The Assessment Division, through its Regional Office, will revise all assessment, using 1978 as a base year. Equality within property classes will be ensured. An impact study will be prepared.

   (b) The revised assessments along with the impact study will be presented to the City Council.

   (c) After this presentation, the Council will decide:

      i) To revert to the existing assessment roll and the matter ends; or

      ii) To accept the revised assessments, and that rolls and notices should be printed to reflect the revised assessment.

   (Note: A copy of the Report of the Chief Administrative Officer is attached hereto as Schedule "B", 2 pages)

   CARRIED

3. That, as recommended by the Commissioner of Works, the location of Street "Y" from Street "X" to the west limit of Street "Z" and all of Street "Z" in the Clyde Farm Industrial Park, as shown on pages 5 and 6 of attached Schedule "C", is hereby approved in order that a plan of this section of Street "Y" and of Street "Z" may be prepared by an O.L.S. for the future street dedication by-law and the approved sanitary sewer may be installed therein.

   (Note: A copy of the Report of the Chief Administrative Officer is attached hereto as Schedule "C", 6 pages)

   CARRIED

4. That, notwithstanding the policy set by Council at its 1980 budget deliberations that Heads of Department and Council members be permitted to attend only one conference per year. Mr. K.S. Ready, Director of Personnel be authorized to attend the semi-annual Fall conference of the Ontario Municipal Personnel Association to be held in Ottawa on September 24 to 26, 1980 at City expense.

   (Note: A copy of the Report of the Chief Administrative Officer is attached hereto as Schedule "D", 2 pages)

   CARRIED

REPORTS (Cont'd)

Report No. 73 - Chief Administrative Officer (Cont'd)

5. That, as recommended by the Administrator of Traffic, Streets and Parking, a by-law be presented to council to amend By-Law No. 10, 'A By-Law Respecting Streets' to permit the Ukrainian Festival Dance Co. to erect a banner across Princess Street between Montreal and Sydenham Streets for the period commencing September 8, 1980 to September 20, 1980 inclusive, to advertise their World Premiere at the Grand Theatre on September 20, 1980.

(Note: A copy of the report is attached hereto as Schedule 'E')

(See By-Law 7 - No. 80-193)

CARRIED

Respectfully submitted,

R.J. Hamilton,
Chief Administrative Officer

Schedule "A" to Report No. 73
(Page 1)

CORPORATION OF THE

CITY OF KINGSTON

FFICE OF THE Chief Administrative Officer

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

Our Ref. No. 2-1.2

August 25, 1980

MEMORANDUM

TO: MAYOR KEYES AND MEMBERS OF COUNCIL

FROM: Mr. R.J. Hamilton,
C.A.O.

RE: NOISE CONTROL BY-LAW
AMENDMENT TO BY-LAW NO. 9309

We are forwarding herewith a proposed amendment to By-Law No. 9309, Noise Control By-Law.

Mr. Jackson has set out the various kinds of violations that he wishes to bring to Council's attention. You will note that this by-law has the effect of prohibiting amplified noise in residential areas from 5:00 P.M. to 7:00 A.M. of the next day.

Finally, the Ministry of the Environment will have to give approval of this change and as such the provisions of the by-law will not come into effect until such approval has been given.

We would recommend that Council approve the said by-law.

R.J. Hamilton,
C.A.O.

RJH/sd
Encl.

Schedule "A" to Report No. 73
(Page 2)

Office of the
City Solicitor
Our Ref. No. 80-18

AUG 25 1980

MEMORANDUM

TO: Mr. R.J. Hamilton,
Chief Administrative Officer

FROM: Mr. Norman C. Jackson,
City Solicitor

DATE: August 25, 1980

RE: Amendment to By-Law No. 9309
Noise Control By-Law

With regard to the resolution passed at the Council meeting of August 11, 1980, I have reviewed the noise by-laws of four other cities. The cities of Hamilton and North Bay prohibit amplified noise in residential areas after 5:00 p.m. Barrie prohibits amplified noise in residential areas after 7:00 p.m. and Guelph prohibits amplified noise in residential areas after 11:00 p.m. None of the above listed cities prohibit amplified noise in residential areas during all hours, but North Bay, Barrie and Hamilton all prohibit amplified noise in quite zones, which includ hospital uses, at any time. I would therefore recommend to City Council the amendment of By-Law No. 9309 so as to prohibit amplifi noise in residential areas after 5:00 p.m. Council could consider the prohibition of amplified noise in residential areas at all times, but this has not been so legislated in other municipalities and the nuisance relating to outdoor parties would be covered, in most instances, by the 5:00 p.m. regulation.

Deputy Police Chief J.W. Kealey and Mr. Ed Taugher, Nois Control Officer, have confirmed that most of the complaints they have received since the passing of By-Law No. 9309 have been related to noise in residential areas after 5:00 p.m. The Police Department has reported that noise complaints for the months of June, July and August, 1980 were approximately 55. Of this number all but 5 were between the hours of 5:00 p.m. and 7:00 a.m. of the next day. Mr. Taugher has indicated that most noise complaints ar after 11:00 p.m., although there are complaints during the day hou In 1979, there were 61 complaints with respect to noise between 11:00 p.m. and 7:00 a.m., 14 complaints after 5:00 p.m. and 26 complaints where the time was not specified. To date in 1980 ther have been 27 complaints of loud music between 11:00 p.m. and 7:00 a.m., 6 complaints after 5:00 p.m. and 23 complaints where the tim was not specified. 95% of the complaints where no time was specified stated that music occurred at night.

.../

Mr. R.J. Hamilton,
Chief Administrative Officer

August 25, 1980

Council may also wish to consider amending the by-law as follows. The City Engineer, Mr. Graham, and the Noise Control Officer, Mr. Taugher, have indicated that garbage collection now commences at 6:00 a.m., and that the noise created may violate By-Law No. 9309. They have also indicated that since snow clearing and street cleaning are done at night, because they can be done most efficiently and with less disruption at that time, that these three functions be exempt from By-Law No. 9309. I would therefore ask that City Council consider adding to the list of the exceptions to which the by-law does not apply in Schedule "3", "Necessary municipal maintenance, including snow clearing, street cleaning and garbage collection, undertaken by the City of Kingston". It is to be noted that transformers and diesel operated water pumps owned by the P.U.C. and necessary preventive maintenance work undertaken by the P.U.C. are exempt from By-Law No. 9309 at the present time. Section 4 of the by-law provides that it is lawful during an emergency to emit sound in connection with emergency measures for the immediate health and safety of inhabitants or for the preservation or restoration of services and property. However, this section is intended for emergency situations which directly involve the public safety and would not cover all of the regular maintenance activities of our Public Works Department. It could be argued that snow clearance might be an emergency, but in order to avoid any ambiguity, the Commissioner of Works has recommended that necessary maintenance activities be set out in the by-law in the same way that they are for the P.U.C.

I therefore enclose herewith a draft by-law which will have the effect of prohibiting amplified noise in residential areas from 5:00 p.m. to 7:00 a.m. of the next day, (9:00 a.m. on Sundays), and exempting necessary City maintenance from the by-law. If Council should wish to prohibit amplified noise in residential areas at all times, I will amend the draft by-law accordingly.

It is to be recognized that the noise control by-law was passed pursuant to The Environmental Protection Act, S.O. 1971 and that By-Law No. 9309 required the approval of the Ministry of the Environment. This amendment will also need to be approved by the Ministry of the Environment and will not come into effect until such approval has been given.

Norman C. Jackson,
City Solicitor

NCJ/ks
Enclosure

cc: Mr. D. Graham, Commissioner of Works
Deputy Police Chief J.W. Kealey
Mr. Ed Taugher, Noise Control Officer

BY-LAW NO. 80-

A BY-LAW TO AMEND BY-LAW NO. 9309, "A BY-LAW OF THE CORPORATIO OF THE CITY OF KINGSTON TO CONTROL NOISE"

PASSED:

The Council of The Corporation of the City of Kingston enacts as follows:

1. By-Law No. 9309 of The Corporation of the City of Kingston entitled "A By-Law of The Corporation of the City of Kingston to Control Noise", is hereby amended as follows:

A. By changing the restricted times for residential areas for Item 2 in Schedule 2 from "A" to "C", so that Item 2 of Schedule 2 shall now read as follows:

	Prohibited Period of Time	
	Residential Areas	Other Areas
"2. The operation of any electronic device or group of connected electronic devices incorporating one or more loudspeakers or other electro-mechanical transducers, and intended for the production, reproduction or amplification of sound."	C	C

B. By adding the following to Schedule "3" as Section (xi

"(xiv) Necessary municipal maintenance, including snow clearing, street cleaning and garbage collection, undertaken by the City of Kingst

2. This by-law shall come into force and take effect on its passing, subject to the approval of the Ministry of the Environment.

GIVEN FIRST AND SECOND READINGS
GIVEN THIRD READING AND FINALLY PASSED

CITY CLERK MAYOR

Schedule "B" to Report No. 73
(Page 1)

CORPORATION OF THE
CITY OF KINGSTON
OFFICE OF THE Chief Administrative Officer

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

Our Ref. No. 1-3

August 27, 1980

MEMORANDUM

TO: MAYOR KEYES AND MEMBERS OF COUNCIL

FROM: MR. R.J. HAMILTON, C.A.O.

RE: IMPLEMENTATION OF EQUALIZATION UNDER SECTION 86 OF THE ASSESSMENT ACT

We are forwarding herewith a letter from Mr. Gordon J. Ogilvie, Regional Assessment Commissioner requesting that Council approve a further resolution requesting implementation of equalization under Section 86 of the Assessment Act.

Council will please note that after the presentation of the 1978 Tax Impact Study in October or November, Council then can decide if they wish to proceed with the new Assessment Roll and Notices for 1981 taxation or continue to use the old system.

We would therefore recommend that Council authorize the preparation of this resolution to comply with the request from the Assessment Commissioner.

R.J. Hamilton,
C.A.O.

RJH/sd
Encl.

Schedule "B" to Report No. 73
(Page 2)

AUG 27 1980

Ontario

ASSESSMENT REGION NO. 5
Counties Frontenac Lennox
and Addington

1055 Princess Street, Kingston, Ontario K7L 4Y8 Tel: 613/546-3

August 26, 1980

Robert Hamilton
Chief Administrative Officer
City Hall
KINGSTON, Ontario K7L 2Z3

Mr. Hamilton:

At a recent meeting council was presented with a preliminary study of what would happen to the assessment base for the City of Kingston using 1975 data.

We are presently preparing the 1978 base and in order to present council with the new tax impact study for their consideration, the Ministry requires a further resolution from council requesting implementation of equalization under Section 86 of the Assessment Act. After the presentation to council of the 1978 tax impact study in October, council will then decide if they wish to proceed with the new Assessment Roll and Notices for 1981 taxation or continue to use the old system.

Please forward your resolution to the Minister of Revenue, Lorne Maeck and a copy to our local office.

Thank you.

I remain

Gordon Ogilvie

Gordon J. Ogilvie
Regional Assessment Commissioner

GJO/bs

Schedule "C" to Report No. 73
(Page 1)

CORPORATION OF THE
CITY OF KINGSTON
OFFICE OF THE Chief Administrative Officer
CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

Our Ref. No. 9-4

August 27, 1980

MEMORANDUM

TO: MAYOR KEYES AND MEMBERS OF COUNCIL

FROM: Mr. R.J. Hamilton, C.A.O.

RE: CLYDE FARM, SOUTH OF C.N.
SERVICE COST ESTIMATES AND TIME SCHEDULE

We are forwarding herewith a report from Mr. Graham setting out the service cost estimates and the time schedule for introducing the services for our Industrial Park.

Mr. Graham has taken the liberty to show by years the date when services will be provided as well as showing the flexibility to provide smaller or larger lots, depending on the market conditions and the future clients.

We would recommend that Council seriously consider Scheme 1 with smaller lots which would seemingly best accommodate the future based on today's factors.

In addition, we would point out that Mr. Graham would like approval of the plan for Street "Y" from Street "X" to "Z" so that a plan by an O.L.S. may be prepared, the streets dedicated and the approved sanitary sewer installed.

We would recommend that Council approve this and we would like to thank Mr. Graham for the thorough document that he had prepared in this matter.

R.J. Hamilton,
C.A.O.

RJH/sd
Encl.

c.c.: Mr. D. Graham, P.Eng.,
Commissioner of Works.

Schedule "C" to Report No. 73
(Page 2)

MEMORANDUM

TO: R. J. Hamilton, Chief Administrative Officer

FROM: D. Graham, Commissioner of Works

DATE: August 25th, 1980

RE: CLYDE FARM, SOUTH OF C.N.
Service Cost Estimates and Time Schedule

A drawing marked "Scheme II" is attached which modifies slightly the Consultant's proposal. Another drawing marked "Scheme I" is also attached. This scheme is a conversion from Scheme II to provide some smaller lots. This conversion could take place if the market is for smaller lots and nothing would be wasted. The additional cost of the conversion is estimated to be $120,000. These drawings indicate the anticipated time services would be available.

Attached as Schedule 'A' is information on cost of servicing. Schedule 'B' is general cost information.

We would like to have approval of the plan for Street "Y" from Street "X" to "Z" and Street "Z" so that a plan by an O.L.S. may be prepared, the streets dedicated and the approved sanitary sewer installed.

D. Graham, P. Eng.
Commissioner of Works

DG:JC

Encls.

C.C. G. de Lugt, Deputy City Engineer
P. Liang, Director of Engineering

Schedule "C" to Report No. 73
(Page 3)

SCHEDULE "A"

SERVICING COSTS - CLYDE FARM

SOUTH OF C.N.

Debentured		
Street "X" Pavement	$38,500	
Water	5,000	
San. Sewer	4,500	
Street "Y" & "Z" San. sewer	87,000	$135,000
Financed from Current Revenue		
McAdoo watermain	$12,000	
San. to CKWS lot (and adj. lot)	24,000	
Water to CKWS lot(and adj. lot)	7,000	
Water service across Street "X"	8,000	
Exploratory rock moving & soundings	2,500	$ 53,500
1980 Capital Budget		
San. in front of CKWS	$23,000	
Road & water - Street "Y" from Street "X" westerly	94,000	$117,000
Future Financing		
Service westerly lot on Counter	$18,000	
Service balance of Street "Y"	72,000	
Water & Road - Street "Z"	90,000	
Laterals	18,000	
Levelling of fill	15,000	$230,000
Scheme II - Total estimated cost		$535,500

Schedule "C" to Report No. 73
(Page 4)

SCHEDULE "B"

CLYDE FARM - SOUTH OF C.N.

OVERALL COSTS

Servicing costs (Schedule "A")	$535,000
Land cost - assumes total land cost is recovered in lot prices including road allowances	$756,000
Total cost to develop (south of C.N.) using Scheme II	$1,291,000

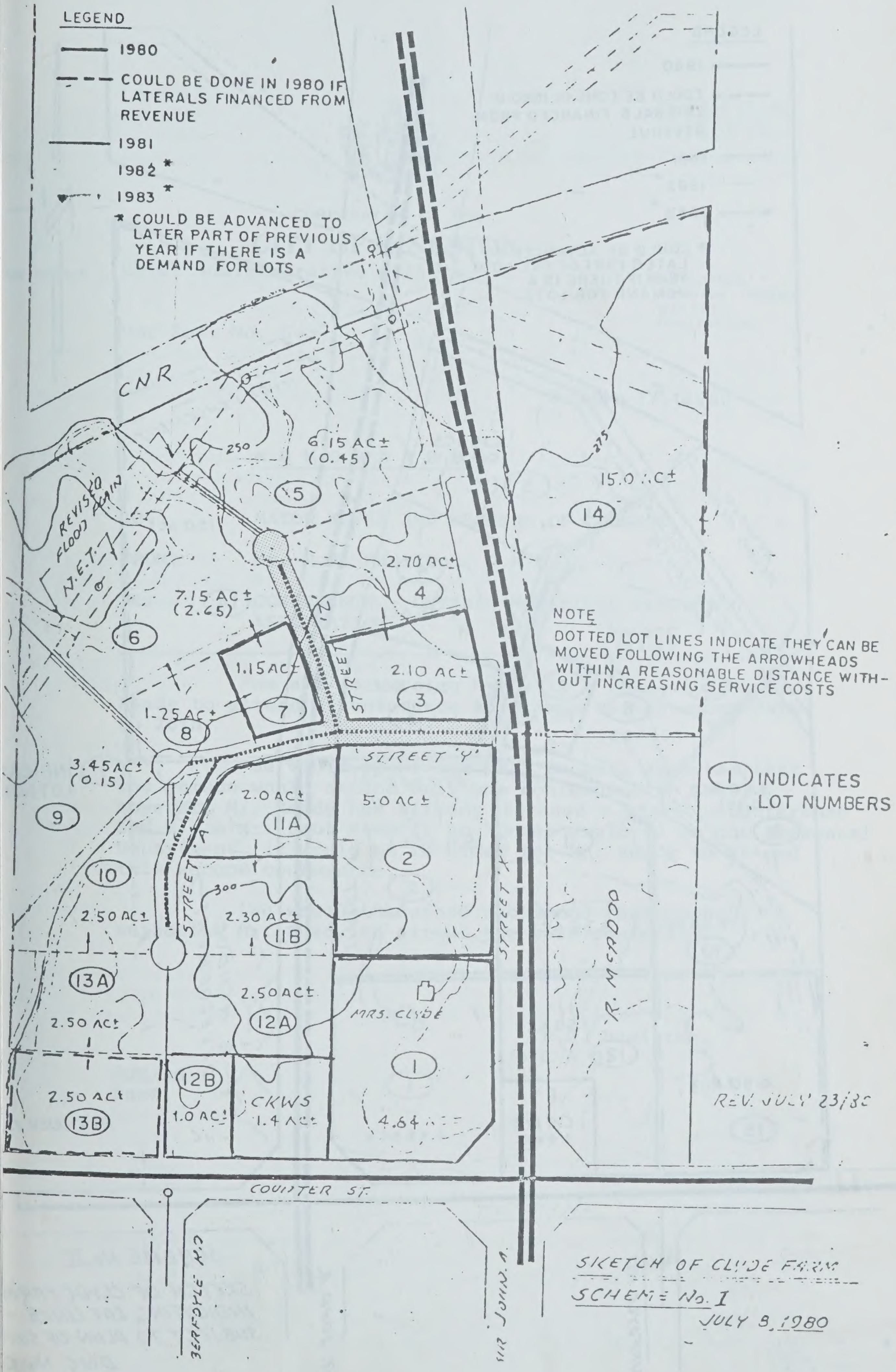
Assuming 62.5 useable acres, to break even average cost should be $20,700 per acre.

Cost for Scheme II	$1,291,000
Additional to convert to Scheme I	120,000
Total cost - Scheme I	$1,411,000

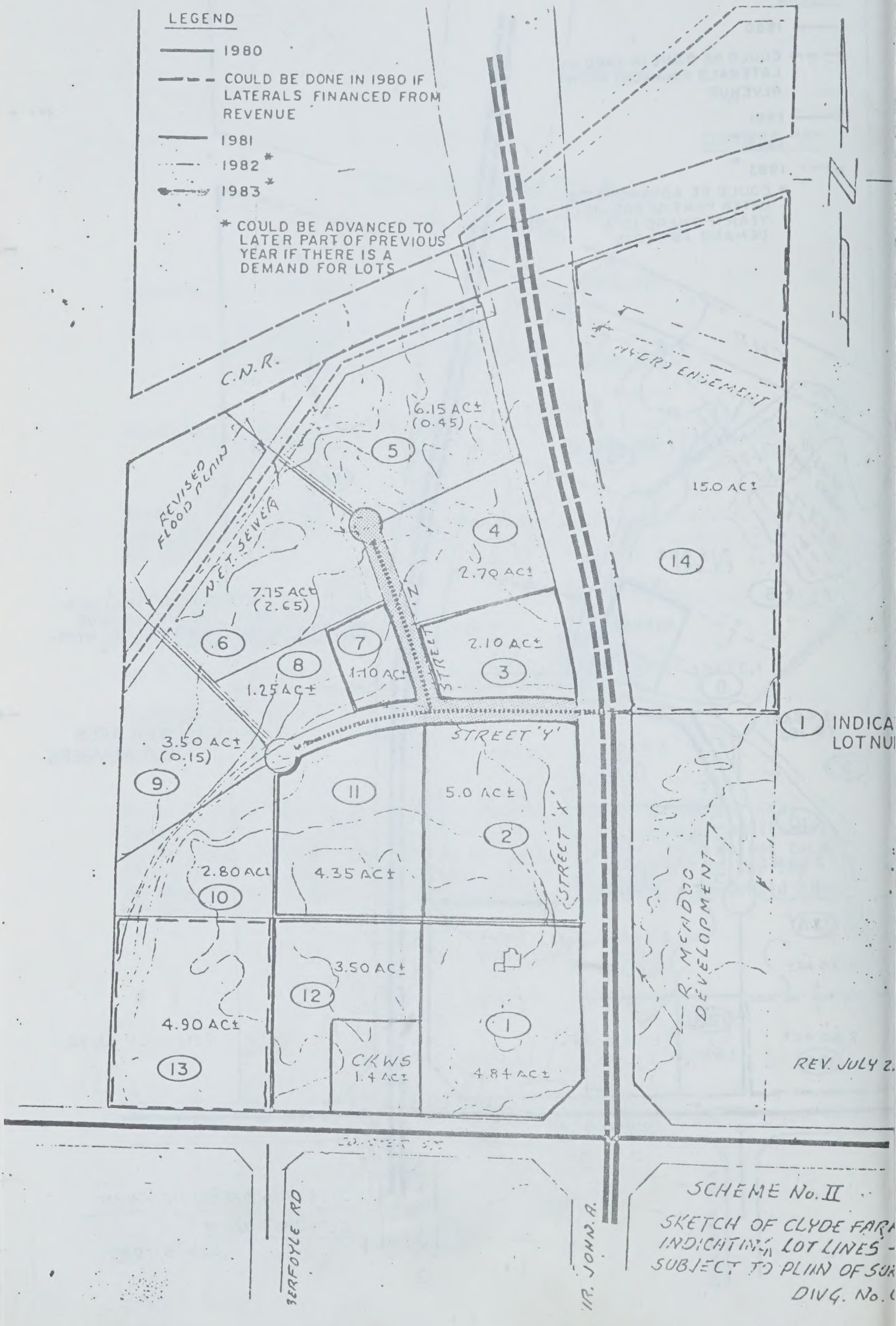
Assuming 62.5 useable acres, to break even average cost should be $22,600 per acre.

Costs do not include Counter Street water connection charge for CKWS parcel and the two parcels to the west assuming this will be additional to the price per acre. It amounts to about $25,000. Costs do not take into account the possibility of some recovery from the M.T.C. for the purchase of the allowance for the extension of Sir John A MacDonald Blvd. to 401 Freeway.

Schedule "C" to Report No. 73
(Page 5)


LEGEND
1980
COULD BE DONE IN 1980 IF LATERALS FINANCED FROM REVENUE
1981
1982 *
1983 *
* COULD BE ADVANCED TO LATER PART OF PREVIOUS YEAR IF THERE IS A DEMAND FOR LOTS
CNR
REVISED FLOOD PLAIN
N.E.T.
250
6.15 AC± (0.45)
5
15.0 AC±
14
275
2.70 AC±
4
7.15 AC± (2.65)
6
STREET 'Z'
1.15 AC±
7
2.10 AC±
3
1.25 AC±
8
NOTE
DOTTED LOT LINES INDICATE THEY CAN BE MOVED FOLLOWING THE ARROWHEADS WITHIN A REASONABLE DISTANCE WITHOUT INCREASING SERVICE COSTS
STREET 'Y'
3.45 AC± (0.15)
9
2.0 AC±
11A
5.0 AC±
2
1 INDICATES LOT NUMBERS
10
STREET 'A'
300
2.50 AC±
2.30 AC±
11B
STREET 'X'
R. McADOO
13A
2.50 AC±
12A
MRS. CLYDE
2.50 AC±
1
2.50 AC±
13B
12B
1.0 AC±
CKWS
1.4 AC±
4.64 AC±
REV. JULY 23/80
COUNTER ST.
BERFOYLE RD
SIR JOHN A.
SKETCH OF CLYDE FARM
SCHEME No. 1
JULY 8, 1980

Schedule "C" to Report No. 73
(Page 6)


LEGEND
1980
COULD BE DONE IN 1980 IF LATERALS FINANCED FROM REVENUE
1981
1982 *
1983 *
* COULD BE ADVANCED TO LATER PART OF PREVIOUS YEAR IF THERE IS A DEMAND FOR LOTS
C.N.R.
REVISED FLOOD PLAIN
N.E.T. SEWER
HYDRO EASEMENT
6.15 AC±
(0.45)
5
4
2.70 AC±
7.15 AC±
(2.65)
6
7
1.10 AC±
8
1.25 AC±
STREET 'Z'
2.10 AC±
3
15.0 AC±
14
STREET 'Y'
3.50 AC±
(0.15)
9
11
5.0 AC±
2
STREET 'X'
2.80 AC±
10
4.35 AC±
3.50 AC±
12
4.90 AC±
13
CKWS
1.4 AC±
1
4.8± AC±
R. MEADOW DEVELOPMENT
1 INDICA
LOTNU
REV. JULY 2.
BERFOYLE RD
SIR. JOHN A.
SCHEME No. II
SKETCH OF CLYDE FAR
INDICATING LOT LINES -
SUBJECT TO PLAN OF SUR
DWG. No.

Schedule "D" to Report No. 73
(Page 1)

CORPORATION OF THE
CITY OF KINGSTON

CE OF THE Chief Administrative Officer

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

Our Ref. No. 5-3

August 27, 1980

MEMORANDUM

TO: MAYOR KEYES AND MEMBERS OF COUNCIL

FROM: Mr. R.J. Hamilton, C.A.O.

RE: CONFERENCE - ONTARIO MUNICIPAL PERSONNEL ASSOCIATION

We are forwarding herewith a request from Mr. Ready to attend a conference in Ottawa on September 24th to 26th.

We would point out that Council directed that one person would attend only one conference in 1980, however, Mr. Ready has already attended a previous conference and since Mr. Paul Hawn is no longer employed in our Personnel Department, it would be in order for Mr. Ready to attend this second conference.

We would therefore recommend that Council authorize Mr. Ready to attend the said conference.

R.J. Hamilton,
C.A.O.

RJH/sd
Encl.

Schedule "D" to Report No. 73
(Page 2)

OMPA
Ontario Municipal Personnel Association

Suite 902
100 University Avenue
Toronto, Ontario M5J 1V6
Telephone 416-593-1441

TO ALL MEMBERS OF THE ONTARIO MUNICIPAL PERSONNEL ASSOCIATION:

The Fall Conference and Workshop for our members, to be held in Ottawa at the Holiday Inn- Downtown Centre, from September 24th to 26th. assuredly will prove most interesting and beneficial to all member delegates.

The details of the agenda for all sessions have been given much consideration by your Board of Directors, and, particularly, by President Terry Hallman and Ed O'Reilly, your Program Chairman.

All delegates will have a full opportunity to discuss the topic *"1981 COMPENSATION GUIDELINES"*. at the breakfast session on Friday. The session will end with a summation of individual group's recommendations.

Bob Humphrey and Bill Milks, our old friends, will speak at the luncheon session on Friday on the topic *"CENTRALIZED BARGAINING IN THE MUNICIPAL SERVICE"*.

All speeches will be short, but they will be informative, based on training and experience by other leaders in the personne field. One of the highlights of the conference will be the address by the Honourable Gordon Fairweather, Chief Commissioner of the Canadian Human Rights Commission, at the conference dinner to be held on Thursday evening.

Enclosed with this notice, please find registration forms and applications for accommodation at the hotel. Room rates are $45.00 per day, single or double occupancy.

The conference fee for this fall meeting has been establish at $90.00 for member delegates and $40.00 for spouses of delegate I am sure you will find it a bargain for the benefits received.

See you at Ottawa.

Ref July [illegible]
[illegible]
[illegible]

August 21, 1980

[illegible]

Yours sincerely,

Ted

E. A. Outram,
Administrative
Assistant

Schedule "E" to Report No. 73
(Page 1)

REPORT

TO:	R. J. Hamilton, Chief Administrative Officer
FROM:	K. G. Linseman, Administrator Traffic, Streets and Parking
DATE:	September 2, 1980
SUBJECT:	BANNER - Princess Street
ORIGIN:	Request from the Ukrainian Festival Dance Co. to erect a banner across Princess Street between Montreal and Sydenham Streets for the period September 8, to September 20, 1980, inclusive.
ANALYSIS:	The purpose of the banner is to advertise the "World Premiere - Ukrainian Festival Dance Co., Grand Theatre, September 20th".
RECOMMENDATION:	That, notwithstanding the provisions of By-Law No. 10, 'A By-Law Respecting Streets', permission be granted to the Ukrainian Festival Dance Co. to erect a banner across Princess Street between Montreal and Sydenham Streets for the period commencing September 8, 1980 to September 20, 1980 inclusive, to advertise their World Premiere at the Grand Theatre on September 20, 1980.

K. G. Linseman, M.Sc., P. Eng.
Administrator

/c

COMMITTEE OF THE WHOLE (Cont'd)

MOTIONS

(1) Moved by Ald. Hawkins,
Seconded by Ald. Matthews,

That council review the present system of municipal election of alderme re - two aldermen per ward for the present seven wards; and consider developing a new structure creating ten wards with one alderman elected p ward;

That the City Clerk be directed by council to create a new ten ward sys by population for consideration by council prior to November 1, 1980;

That the new structure, if approved by council, would be adopted and implemented prior to 1982 Municipal Elections.

REFERRED TO THE CHIEF ADMINISTRATIVE OFFICER, THE CITY SOLICITOR AND THE CITY CLERK

(See following motions)

Ald. Timmins left at 11.20 p.m. and returned at 11.22 p.m.

(1A) Moved by Ald. Clark
Seconded by Ald. Lampropoulos

That the Motion of Ald. Hawkins and Ald. Matthews be amended by deleting the words "creating ten wards with one alderman elected per ward" in the first paragraph, and deleting the word "ten" and the words "by population" in the second paragraph.

REFERRED TO THE CHIEF ADMINISTRATIVE OFFICER, THE CITY SOLICITOR AND THE CITY C

Moved by Ald.Webb
Seconded by Ald. Clark

That the Motion of Ald. Hawkins and Ald. Matthews, and the motion of amendment moved by Ald. Clark and seconded by Ald. Lampropoulos, be referred to the Chief Administrative Officer, the City Solicitor, and the City Clerk, for a report back to the Committee of the Whole.

CARRIED

Ald. McArthur withdrew at 11.25 p.m.

(2) Moved by Ald. Timmins,
Seconded by Ald. Lampropoulos,

WHEREAS the owners of residential units in condominium corporations are assessed under the provisions of The Ontario Assessment Act in a manner similar to the owners of single family homes in private ownership;

AND WHEREAS the owners of units in condominium corporations, and in particular condominium row dwellings, have provided for services and have maintained such services that the owners of single family homes in private ownership do not have to incur the costs of;

AND WHEREAS condominium row dwelling unit owners have paid for the cost of certain sewers, watermains and roads and continue to pay for the cos of maintaining such facilities;

AND WHEREAS municipalities have not expressed a desire to undertake the responsibility for the maintenance of such facilities;

AND WHEREAS the condominium unit owners continue to be assessed in the same manner as single family lots in private ownership, notwithstanding that the above noted services are not paid for by the general public;

COMMITTEE OF THE WHOLE (Cont'd)

MOTIONS (Cont'd)

(2) cont'd

AND WHEREAS it would now appear appropriate to ask the provincial government to consider an amendment to provincial legislation to recognize the special nature of row dwelling condominium developments in particular, and condominium developments generally;

THEREFORE BE IT RESOLVED that the Council of The Corporation of the City of Kingston recognizes the inequity that exists with respect to the assessment of condominium developments generally and row condominiums in particular, and hereby petitions the provincial government to provide relief to this inequity by way of appropriate provincial legislation.

CARRIED

Ald. Hawkins declared a conflict of interest in Motion (3), and asked that he be excused from service on the Grievance Committee, since his wife is a City employee.

(3) Moved by Ald. Gerretsen,
Seconded by Ald. Clements,

That it be recommended to the Labour Management Committee that wherever possible, all Grievance Committee hearings be held after 4:30 p.m.;

And furthermore, that it be recommended that all members of council, not members of the Grievance Committee, be designated as alternates of the said committee and that they be called, in rotation, if needed.

CARRIED

Ald. Hawkins abstained from voting

(4) Moved by Ald. Lampropoulos,
Seconded by Ald. Timmins,

That it be recommended to next year's council (1981) that a sidewalk be constructed on the south side of Princess Street between Hillendale and Sir John A. MacDonald Boulevard.

CARRIED

(5) Moved by Ald. Matthews,
Seconded by Ald. Hawkins,

That the following motion (6), tabled at Council Meeting No. 42 for consideration on September 2nd, be lifted from the table and be considered.

CARRIED

(6) Moved by Ald. Matthews,
Seconded by Ald. Hawkins,

That the Committee of the Whole reconsider Clause 19 of Report No. 70.

CARRIED

COMMITTEE OF THE WHOLE (Cont'd)

MOTIONS (Cont'd)

(7) Clause 19 of Report No. 70, as follows, was then reconsidered and re-appro

19. That, further to Clause 6 of Report No. 45, 1980, when the Commissioner of Works was requested to defer that portion of Tender No. 80-2 with respect to Clarence Street from Ontario Street to the waterfront, as recommended by the Commissioner of Works, authorization is hereby given for the presently approved work in Clarence Street from Ontario Street easterly to now commence, it being understood that the cobblestones will be salvaged by the contractor and stored in the adjacent Park for reuse in paving Clarence Street and since there are not sufficient cobblestone to repave the whole section of the Street, that Clarence Street from 69.2 m east of Ontario Street easterly 18.3 m to the end of Clarence Street be repaved with the salvaged cobblestone.

CARRIED

COUNCIL

REPORT OF THE COMMITTEE OF THE WHOLE

(C) Moved by Ald. Webb
Seconded by Ald. Bishop

That the Report of the Committee of the Whole be adopted, approved and confirmed.

CARRIED

MOTIONS

(1) Moved by Ald. Matthews
Seconded by Ald. Lampropoulos

That Council's sincere appreciation be extended to the members of the Committee on Public Access to Information for their time and effort in preparing their report.

CARRIED

NOTICES OF MOTION

The following Notices of Motion were received:

(1) Moved by Ald. Hawkins
Seconded by Ald. Gorham

That the Planning Board and Council review the present zoning allowing community halls in residential zones, and report back to Council by October 31, 1980.

REFERRED TO THE COMMITTEE OF THE WHOLE - September 8, 1980.

(2) Moved by Ald. Knapp
Seconded by Ald. Bishop

WHEREAS diminished representation on the Frontenac County Board of Educa could result in the City's educational requirements not being duly consi

WHEREAS the City's representation on the Board of Education is not propo ional to the total monies received by the Board of Education;

NOTICES OF MOTION (Cont'd)

(2) continued

THEREFORE BE IT RESOLVED that appropriate measures be taken to determine whether the City can withdraw from participation in the Frontenac County Board of Education, for the purposes of establishing a City-wide Board of Education with members elected by the City.

REFERRED TO THE COMMITTEE OF THE WHOLE - SEPTEMBER 8, 1980

(3) Moved by Ald. Hawkins,
Seconded by Ald. Gerretsen,

That council request the Minister of Health to review the Administration of the Kingston, Frontenac and Lennox and Addington Health Unit.

REFERRED TO THE COMMITTEE OF THE WHOLE - SEPTEMBER 8, 1980

BYLAWS

Council consented to the addition of By-Law No. 7.

(A) Moved by Ald. Clark
Seconded by Ald. Clements

That By-Laws 1, 2 and 7 be given their First and Second Readings.

CARRIED

(B) Moved by Ald. Clements
Seconded by Ald. Bishop

That Rule 34 of By-Law No. 1 be suspended for the purpose of giving By-Law No. 7 its third reading.

CARRIED

(C) Moved by Ald. Gerretsen
Seconded by Ald. Gorham

That By-Laws 2 to 7 be given their Third Reading.

CARRIED

(1) A By-Law to Amend By-Law No. 9309, "A By-Law of The Corporation of the City of Kingston to Control Noise".

FIRST & SECOND READINGS PROPOSED NO. 80-191
Clause 1, Report No. 73, 1980

(2) A By-Law to Confirm the Proceedings of Council at its Meeting held on September 2, 1980.

THREE READINGS PROPOSED NO. 80-192
City Council Meeting No. 43, 1980

BYLAWS (Cont'd)

(3) A By-Law to Amend By-Law No. 19, "A By-Law to Provide for the Regulation Use of the Parks and Recreation Facilities of The Corporation" to Provide that Admission Prices to the Kingston Pump House Steam Museum be Waived on One or Two Days to be Determined in August or September, 1980 for the Promotion of "Kingston Museum Day".

THIRD READING PROPOSED NO. 80-180
Clause 1, Report No. 66, 1980

(4) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of The City of Kingston, Subject to The Provisions of The Highway Traffic Act (Clause 23, Report No. 70, 1980).

THIRD READING PROPOSED NO. 80-185
Clause 23, Report No. 70, 1980

(5) A By-Law to Amend By-Law No. 10, "A By-Law Respecting Streets" (Amend Section 27(a) to Permit Pavement of Boulevard at 893 Division Street).

THIRD READING PROPOSED NO. 80-186
Clause 24, Report No. 70, 1980

(6) A By-Law to Temporarily Close Queen's Crescent from University Avenue to Albert Street on Thursday, September 11, 1980, from 7:00 p.m. to 11:30 p. for Community Purposes.

THIRD READING PROPOSED NO. 80-187
Clause 25, Report No. 70, 1980

(7) A By-Law to Amend By-Law No. 10, "A By-Law Respecting Streets" (To Permit Erection of Banner Across Princess Street between Sydenham Street and Montreal Street).

THREE READINGS PROPOSED NO. 80-193
Clause 5, Report No. 73, 1980

UNFINISHED BUSINESS

Mayor Keyes reported that a letter had been received from Mr. George Speal, Q.C Solicitor for the Azores Soccer Club, concerning the use of the property at 428 Barrie Street. He would distribute a copy of this letter to members of Council but indicated that the Soccer Club was requesting that the City makes its intentions known with regard to this property, or alternatively, that the City purch the property. Mr. Speal also suggested that an apology was in order from sever aldermen for remarks they had made concerning this matter, which members of the Club felt were unjustified.

Mayor Keyes said the only previous request of which he was aware in this regard was a request to know whether or not the City would oppose the Club's applicati for a liquor license. He would like to know the views of members of Council on this matter. He felt that perhaps morally, the City did owe an answer to the Club's solicitor on the City's intentions.

UNFINISHED BUSINESS (Cont'd)

Ald. Webb said that as far as he was concerned, apologies were out of order. He had had about 20 calls concerning a gathering which had taken place over the previous weekend, on unlicensed premises, where there had been an altercation between Club members and the neighbours concerned. In the interests of fair play, he asked for a report from the Chief Administrative Officer both on this property and also on that at 18 & 22 Smith St. He felt identical treatment should be given in both cases, that the police should visit all the neighbours to find out what had been happening, whether the Noise By-Law had been violated, and generally to assess the situation.

Ald. Webb further requested that the petition received by the City on this property be forwarded to the Liquor Licence Board of Ontario as an indication of the feelings of neighbours of this property. He asked that this be done this week.

Ald. Webb added that he would be prepared to look at the suggestion made by the Club's Solicitor, that the City purchase the property, since he was anxious to reach an amicable solution to this difficult problem. Perhaps Neighbourhood Improvement Program funds could be used for this purpose. He asked that the Chief Administrative Officer investigate this possibility, perhaps with a view to negotiating with the Club, in order to find a solution. Ald. Webb said he was very afraid there would be trouble if something were not done soon. He would endorse Mr. Speal's suggestion wholeheartedly, and would try to find somewhere else for the Club in the City.

Mayor Keyes agreed to distribute copies of Mr. Speal's letter to Council.

Mayor Keyes informed members of Council that a visit would be paid to City Hall by the Lord Mayor of London, on Monday, September 8th, at 11.30 a.m., and asked any members of Council who wished to attend when the Lord Mayor signed the Visitors' Book, to notify him.

Mayor Keyes reminded Council that Saturday 13th September would be "Kingston Day" at Queen's University, and tickets were available for members of Council. There were also some tickets available for City staff.

ADJOURNMENT

Moved by Ald. McArthur
Seconded by Ald. Lampropoulos

That Council do now adjourn.

CARRIED

Council adjourned at 11.53 p.m.

(L.S.)

(Signed) *M.C. Healy*
City Clerk

(Signed) *Ken Keyes*
Mayor

CITY COUNCIL MEETING NO. 44

The Regular Meeting of City Council will be held on Monday, September 8, 1980 commencing with an In Camera Session from 7.00 p.m. to 8.00 p.m. in the Loyalist Room, City Hall, and to be continued in the Council Chamber at 8.00 p.m.

QUEEN'S UNIVERSITY LIBRARY
DOCUMENTS DEPARTMENT
SEP 17 1980

(Loyalist Room)

ROLL CALL

COMMITTEE OF THE WHOLE IN CAMERA

(A) That Council resolve itself into the Committee of the Whole In Camera to consider the following item:

(1) Land Acquisition - John L. Smith Property
(2) Land Sale - Closed Portion of Davidson Street

(Council Chamber)

ROLL CALL

(B) That Council rise from the Committee of the Whole In Camera and the Chairman report.

- or alternatively -

That Council rise from the Committee of the Whole In Camera without reporting.

REPORT OF THE COMMITTEE OF THE WHOLE

(C) That the Report of the Committee of the Whole be adopted, approved and confirmed.

PETITIONS

MINUTES

That the Minutes of Meeting No. 41, held on Monday August 25th, 1980 be confirmed.

COMMUNICATIONS

To Be Filed

(587) From Messrs. Wilcox & McNeill, copy of a letter to the Ontario Municipal Board concerning the Partial referral of Official Plan Amendment No. 1 (Binnington Estate), advising that the objection to the proposed Amendment has been withdrawn, as have objections to related Zoning By-Law Amendments, and that there will therefore be no need for a Hearing by the Board on these matters.

Files Nos. 16-1.1-1, 25-2.4-21 and 25-2.4-26.

(588) From Norman C. Jackson, City Solicitor, advising that an appeal by J.B. Sampson, with respect to property at the corner of Bath Road and Sir John A. Macdonald Blvd. was heard by the Ontario Municipal Board on September 2, 1980, and was dismissed. The Board ruled that the lot occupancy provisions of the Zoning By-Law (as amended) did apply to this property, and that a request by the owner for a change in this provision could only be handled through a Zone Change application to the City.

File Nos. 3-12.4-1 and 25-2.3-13.

COMMUNICATIONS (Cont'd)

To Be Filed

(589) From the Port Hope Disaster Relief Fund, expressing its sincere appreciation of the City's generous gift to the Fund, stating that they are asking their municipal council to note the City's support in its record, to be borne in mind if a major disaster ever strikes in this area, and indicating that the help received from municipalities has been substantial. An official receipt for the City's donation of $1,000.00 is also enclosed.

File No. 7-3

To Be Referred to the Chief Administrative Officer and All Department Heads

(590) From the Ontario Municipal Board, regarding the deadline for 1980 Quota Charges for charging capital expenditures applications to the City's quotas, and advising that applications received by the Board on or before December 31, 1980 will be charged against the municipality's 1980 quota allocation, provided there is sufficient balance remaining to cover such application

File No. 3-2

To Be Referred to the City of Kingston Planning Board

(591) From the Ministry of Housing, advising that the Market Surveys Section analysis of the draft Supply and Demand Report of the City of Kingston has been received, and provides the following comments:

a) Senior Citizens: the analysis agrees with the report which identifies 22 rent-geared-to-income units and 65 market rental units as a need projected to August 1981;

b) Family : The analysis agrees with the report which identifies a need of 22 rent-geared-to-income units and 15 market rental units as a need projected to August 1981

As this survey report supports a need in the City of Kingston, Council may now decide if they wish to exercise an option to accommodate this need. The Ministry also advises that the staff have been provided with necessary documents.

File No. 8-3.9

To Be Referred to the Chief Administrative Officer

(592) From Mr. John B. Sampson, regarding the recent O.M.B. hearing on his property at Sir John A. Macdonald Blvd. and Bath Road, and suggesting that the Municipal administration has a duty to ensure that the best use is made of owners' property, and that unreasonable obstacles should not obstruct the construction of a $4 million project which would generate about $150,000. in annual tax revenue, and where 50% of the cost would be in building trades labour. Mr. Sampson urges that to avoid further litigation, Members of Council address themselves to this building permit application, particularly bearing in mind that in spite of offering every amenity, the population of Kingston has actually decreased over the past two years. Recent decisions have forced industry out into the Township and Members of Council should address themselves to the problems to facilitate development and increase the tax base.

(Note: Copies have been distributed to members of Council)

File No. 3-12.4-1

To Be Referred to the City of Kingston Planning Board

(593) From Mr. J.R. Cooke, Cooke's Old World Shop Ltd., enclosing clippings from the Victoria Times and Maclean's Magazine, which he feels may be both interesting and helpful to those concerned with Public Transit and the future of downtown

File No. 4-3.4

(Note: Copies have been distributed to members of Council)

COMMUNICATIONS (Cont'd)

To Be Referred to Members of Council

(594) From the Frontenac County Plowmen's Association, inviting members of Council to take part in the Annual Plowing Match on Saturday, September 20, 1980, at the farm of J.H. Harvey, 4 miles east of Kingston on Highway No. 2, and requesting members of Council to respond if they wish to take part in this event.

File No. 3-6

To Be Referred to Members of Council, Planning Board, Kingston Housing Authority and the General Public

(595) From the City Clerk, notifying that Notice has been received from the Legislative Standing Committee on Administration of Justice, reviewing the operation of O.H.C. and Housing Authorities that they accept the invitation of the City of Kingston to hold a Hearing in Kingston, TENTATIVELY, on Friday, September 19th, 1980 in Memorial Hall.

COMMITTEE OF THE WHOLE

(A) That Council resolve itself into the Committee of the Whole to receive a report and to consider motions.

REPORTS

That Report No. 74 of the Chief Administrative Officer be received and adopted.

REPORTS

Report No. 74 - Chief Administrative Officer

REPORT NO. 74

September 8, 1980.

To the Mayor and Members of Council:

The Chief Administrative Officer reports and recommends as follows:

1. That, as recommended by the Commissioner of Works, the tender of Hemlock Construction, in the amount of $45,997.98, for Contract 80-10W, for the construction of sanitary sewer, watermain and asphalt pavement in Street "X" be accepted, being the lowest tender received, subject to approval of the Public Utilities Commission;

- and -

that the Mayor and City Clerk be authorized to execute the necessary contract.

(Note: A copy of the Report of the Commissioner of Works is attached as Schedule 'A' - 1 Page)

2. That, as recommended by the Commissioner of Works, since the concrete sidewalk with a test below the specified strength has shown no sign of deficiency through the winter, the release of the holdback, in the amount of $1,100.00, to J. Sousa Contractor Ltd., under Contract 79-1W, is hereby authorized.

(Note: A copy of the report of the Commissioner of Works is attached as Schedule 'B' - 1 page)

3. That, as recommended by the Commissioner of Works:

(A) since the preservation of the cobblestone pavement in Clarence Street is considered desirable for the enjoyment of future generations, a by-law be presented to Council to amend By-Law No. 80-19, 'A By-Law to Authorize the Reconstruction of the Existing Pavement with Asphalt in Clarence Street from Ontario Street Easterly 92.05m under the Provisions of Section 7 of The Local Improvement Act (Petition)', to provide:

(i) that the description of the work in the title and in the by-law be amended to read "to reconstruct with asphalt the pavement in Clarence Street from Ontario Street easterly 69.2m and with cobblestones from 69.2m east of Ontario Street easterly 18.3m"; and

3. (Cont'd)

(ii) that the additional cost of preserving the cobblestone road in the estimated amount of $8,000.00 is being financed by the City from current revenue;

- and -

(B) the following budget appropriation amendment be approved:

	Increase	Decrease
PUBLIC WORKS		
CONTRIBUTIONS FROM REVENUE FUND - Roadways - Clarence Street - Cobblestones	$8,000.	-
FINANCE		
Contingencies	-	$8,000.

(Note: A copy of the Report of the Commissioner of Works is attached as Schedule 'C' - 1 page)

(See By-Law 1: No. 80-194)

4. WHEREAS, due to receiving an intensified service program and many new parts on the Automatic Printing Press System at City Hall, which has rejuvenated the System for the time being, proposals for rental of a new Automatic Printing Press and Collator System have been postponed for calling in October or November; and

WHEREAS request to renew the service contract for the Model 1500 automatic printing system (copier, converter and press) for the period July 1, 1980 to January 1, 1981, in the amount of $1,600.00 has been received, for which no budget provision was made;

THAT, as recommended by the City Clerk:

(A) the following budget appropriation amendment be approved:

	Increase	Decrease
FINANCE		
A/C 30049 - Maintenance of Office Equipment (Model 1500 printing system July to Dec. 1980)	$1,600.	-
A/C 30047 - New Equipment - Rental of automatic printing system	-	$1,600.

- and -

(B) the service contract with Mills Office Supplies Limited for the 1500 system: 675 copier, Serial #483507, 369 offset, Serial #228, and 167 Converter, Serial #587002, in the amount of $1,600.00 for the period July 1st, 1980 to January 1st, 1981, be approved.

(Note: January 1 to July 1, 1980 - $1,525.00)

5. (A) That Clause 21, Report No. 70 of the Chief Administrative Officer, now known as Clause 5(B), Report No. 74 of the Chief Administrative Officer, as follows, be lifted from the Table and considered.

5. (B) That, as recommended by the City Solicitor, a quit claim deed to Canada Mortgage and Housing Corporation for the City's interest in Lot 77, Registered Plan No. 1088, being described as Parts 1 to 9, Reference Plan 13R-403 and known as 330-334 Sydenham Street is hereby authorized to be executed by the Mayor and City Clerk in order to release C.M.H.C. from an agreement with the former owner of this property as its conditions are completed.

(Note: A copy of the Report of the City Solicitor is attached as Schedule 'D' - 1 page)

6. WHEREAS the City of Kingston offered $3,000.00 to the Estate of Leo P. Hickey to purchase its property at 1155 King Street West and Mr. Donald B. Good, Solicitor for the Estate, has now by letter dated August 20, 1980, accepted the City's offer;

THAT the purchase of the property of the Estate of Leo P. Hickey known as 1155 King Street West, for the sum of $3,000.00 is hereby authorized, and to be charged to appropriation No. 3046, "Contribution from Current Revenue - Auld Subdivision".

(Note: a) Sufficient funds are available for this purchase plus costs to demolish the building on the property which has an outstanding Property Standards Repair Order against it.

b) The property was appraised in 1979 for $2,500. which, in the future, would be the basis of Conservation Authority purchase of this land from the City.)

7. That the Cataraqui Region Conservation Authority be notified the City of Kingston has no objections to continuing to rent 33 Auld Street to the former owners for a period ending July 31, 1981, with it being suggested to the Authority that the rental received be used to pay for costs of demolition of the building in August of 1981.

8. That the REVISED Report of the City Clerk, attached as Schedule 'E', 4 Pages, on the Notice of the Clerk of the County of Frontenac as to revised numbers of Trustees, 6 instead of 7, to be elected to the Frontenac County Board of Education by the Public School Electors of the City of Kingston in 1980 be considered.

(Note: A copy of the Report of the City Clerk is attached as Schedule "E" - 4 Pages)

9. That, as recommended by the Commissioner of Works, a by-law be presented to Council to authorize the reconstruction of the pavements on the streets listed on Schedule 'A' to Schedule 'F' attached hereto, at a total estimated cost of $121,000.00 less anticipated M.T.C. subsidy of $56,700.00, being $64,300.00 as a charge against the General Rate,

- and -

that the following transfer of funds in the 1980 Capital Budget be approved in order to provide a total quota of $64,300.00:

	Increase	Decrease
General Rate - Roads, Misc.	$15,300.	-
Local Improvement - Storm Sewers - Misc.	-	$15,300.

(Note: A copy of the Report of the Commissioner of Works is attached as Schedule "F" - 2 pages)

(See By-Law 2 : No. 80-195)

10. That, as recommended by the Commissioner of Works, a by-law be presented to Council to authorize the construction of a 200mm diameter sanitary sewer in Counter Street from 59.39m east of the centre line of Aberfoyle Road easterly 76.2m and service at a total estimated cost of $22,500.00 at the General Rate.

(Note: A copy of the Report of the Commissioner of Works is attached as Schedule "G" - 1 page)

(See By-Law 3 : No. 80-196)

11. That, as recommended by the Commissioner of Works:

(A) Since the improvement of the drainage problem in the area is needed it is hereby declared desirable that the following work be undertaken as a local improvement; and

(B) A by-law be presented to Council to authorize the reconstruction of a storm sewer in Wellington Street from Bay Street to Barrack Street and the construction of a storm sewer in Ordnance Street from Wellington Street westerly 11.58m under the provisions of Section 8 of *The Local Improvement Act* -

Total Estimated Cost	$127,000.00
Owners' share	2,262.60
Anticipated M.T.C. subsidy	48,895.00
City's share	75,842.40
Debenture amount	78,105.00

(Note: A copy of the Report of the Commissioner of Works is attached as Schedule "H" - 1 page)

(See By-Law 4 : No. 80-197)

12. That, as recommended by the Traffic, Streets and Parking Administrator, a by-law be presented to Council for THREE READINGS on September 8, 1980, to temporarily close portions of Bath Road, Palace Road, Park Street, College Street, Carruthers Street, Regent Street, Mack Street and Brock Street on Sunday, September 14, 1980, between 9:30 a.m. and 10:30 a.m. for Community purposes in order to permit the Kingston Gospel Temple to conduct a children's Sunday School Parade.

(Note: A copy of the report of the Traffic, Streets and Parking Administrator is attached as Schedule "I" - 2 pages)

(See By-Law 6 : No. 80-199)

13. That, as recommended by the Board of Commissioners of Police of the City of Kingston, a by-law be presented to Council to authorize a Petition to the Honourable the Lieutenant Governor and the Legislative Assembly of Ontario for a Private Bill to transfer the jurisdiction to license, regulate and govern taxi-cab owners and drivers, carters and second-hand dealers, from the Board of Commissioners of Police of the City of Kingston to the Council of The Corporation of the City of Kingston in the form attached hereto as Pages 2 and 3 of Schedule "J";

- and -

that the advertising, payment of fees and other acts and things that may be necessary to be done are hereby authorized.

(Note: A copy of the Report of the Chief Administrative Officer is attached hereto as Schedule "J" - 3 pages)

(See By-Law 5 : No. 80-198)

14. That, as recommended by the City Treasurer, a by-law be presented to Council on September 15, 1980, for Three Readings, to amend "By-Law No. 1, 1979, 'A By-law to Regulate Council Procedures'" by deleting paragraph 1 of Section 56 and substituting therefor a new paragraph 1 as detailed on Page 3 of Schedule "K" attached hereto to provide for revised purchasing procedures.

(Note: A copy of the Report of the Chief Administrative Officer is attached as Schedule "K" - 4 pages. By-Law No. 1 provides that notice of an amendment must be given before the By-Law is amended.)

15. That, as recommended by the City Solicitor, the consent of The Corporation of the City of Kingston is hereby given to the granting of an order vacating the certificate of *lis pendens* registered on the 27th day of March, 1879, by the Kingston Street Railway Company against the title to the property known as 49 Pembroke Street.

(Note: A copy of the Report of the City Solicitor is attached as Schedule "L" - 5 pages)

16. That the Report of the Chief Administrative Officer, attached as Schedule "M", 3 Pages, on the purchase of the property of Kingston Azores Soccer Club at 428A Barrie Street, under the Neighbourhood Improvement Program, be considered.

(Note: A copy of the Report of the Chief Administrative Officer is attached as Schedule "M" - 3 pages)

Respectfully submitted,

R.J. Hamilton
Chief Administrative Officer

Schedule 'A' to Report No. 74
(Page 1)

SEP 2 1980

Memo to Mr. R.J.Hamilton, Chief Administrative Officer

Date September 3, 1980

Subject Tender for Road, Sanitary Sewer and Watermain construction in Street "X" - Contract 80/10W

Origin Public Works Department

Analysis Five tenders were received for the above described work and are summarized below -

Hemlock Construction	$45,997.98
McGinnis & O'Connor Ltd	47,693.44
Gordon Barr Ltd	51,963.00
Bennett Paving & Materials Ltd	52,991.80
Donald A.Foley Ltd	57,165.00

Hemlock's tender is the lowest in total, also lowest in sanitary sewer and watermain. His road price is slightly higher than Bennett Paving and McGinnis & O'Connor. #

Existing Policy The lowest tender is normally accepted unless there is justification for doing otherwise.

Financial Adequate funds are available in these three by-laws.

Recommendation That the tender of Hemlock Construction, in the amount of $45,997.98, for the construction of sanitary sewer, watermain and asphalt pavement in Street "X" be accepted being the lowest tender received, subject to approval of the Public Utilities Commission.

pl/gg

D.Grahamm, P.Eng
Commissioner of Works

# = Hemlock Construction have completed large projects involving sewer, water, and roads for the Township of Kingston and the Town of Napanee. Both are most satisfied with the Contractor's work.

Schedule 'B' to Report No. 74
(Page 1)

SEP 2 1980

Memo to	Mr. R.J.Hamilton, Chief Administrative Officer
Date	August 29, 1980
Subject	Release of holdback - Contract 79/1W - J.Sousa
Origin	Public Works Department
Analysis	A holdback was retained for a low test of concrete strength for a sidewalk in Bath Road from Queen Mary Road westerly. Inspection had been carried out recently and it is reported that this section has shown no deficiency through the winter's freeze/thaw conditions.
Existing Policy	Council approves release of holdbacks.
Financial	A holdback of $1100.00 was retained as one concrete test was below that specified.
Recommendation	That, since the concrete sidewalk with a test below the specified strength has shown no sign of deficiency through the winter, Council authorize the release of the holdback, in the amount of $1100.00, to J.Sousa Contractor Ltd.

pl/gg

D.Graham, P.Eng
Commissioner of Works

Schedule 'C' to Report No. 74
(Page 1)

SEP 2 1980

Memo to Mr. R.J.Hamilton, Chief Administrative Officer

Date September 3, 1980

Subject Clarence St pavement Ontario St easterly

Origin Council has directed that the cobblestones be preserved.

Analysis The approved By-law #80-19 provides for the reconstruction of the pavement using asphalt. It is proposed that the existing cobblestones be used to provide a cobblestone surface over the easterly 18.3m of the street. An amendment to the description will be necessary. Mr. T. Wyatt of Paron Construction has expressed his willingness to sign a petition revised to describe the cobblestone location on the understanding that his development will not have additional cost as a result of the change. The cobblestones are along the Paron frontage and do not affect the other owner, the RCHA Club. The latter have shown an interest in preserving things of historical significance.

Financial The additional cost to preserve the cobblestones is estimated to be $8,000.00. It is proposed that this be provided from Finance Contingencies, since no assistance is available from either the the Ministry of Culture or the Ontario Heritage Foundation or the Kingston Historical Society, leaving the debenture funding and the owners' share under the by-law unchanged.

Recommendation That, since Council considers the preservation of the cobblestone pavement in Clarence St desirable for the enjoyment of future generations, the description in By-law #80-19 be amended to read "to reconstruct with asphalt the pavement in Clarence St from Ontario St easterly 69.2m and with cobblestones from 69.2m east of Ontario St easterly 18.3m"under the provisions of Section 7 of the Local Improvement Act, the additional cost of preserving the cobblestone road in the estimated amount of $8,000.00 being financed by the City from current revenue,

- and -

that $8,000.00 be transferred from Finance Contingencies to 314-85 - Roadways.

DG/gg

D.Graham, P.Eng
Commissioner of Works

Schedule "D" to Report No. 74
(Page 1)

Office of the
City Solicitor
Our Ref: 80-883

AUG 21 1980

MEMORANDUM

TO: R.J. Hamilton
Chief Administrative Officer

FROM: Norman C. Jackson
City Solicitor

DATE: August 20, 1980

RE: 330-334 Sydenham Street

On August 25, 1975 City Council passed By-law 8532 authorizing the execution of an agreement between the City and John VanDuinen in respect of property known municipally as 330-334 Sydenham Street. This property was the subject of an application to the Committee of Adjustment of the City to permit a variance from the requirements of the then zoning By-law 3077, which was to permit an increase in the number of units from 5 to 6 in the apartment building. The agreement required site plan approval.

Canada Mortgage and Housing Corporation have now taken over the property and have asked the City whether it is satisfied that the provisions of the agreement have been completed, and whether the agreement can be released. The Planning Department has confirmed that a site plan was submitted and approved by the City and the Building Inspector has confirmed that the site plan was adhered to. The original agreement which required site plan approval and required no further subdivision of the land except an application by way of Section 29 of The Planning Act, as, in fact, been superseded by the provisions of Section 35(a) f The Planning Act.

I would therefore recommend that this agreement be released y the City and that the enclosed Quit Claim Deed be executed by he Mayor and City Clerk.

CJ/nr
ncl.

Norman C. Jackson
City Solicitor

Schedule "E" to Report No. 74
(Page 1)

CORPORATION OF THE
CITY OF KINGSTON

OFFICE OF THE
City Clerk

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

File No. 5-2

MEMORANDUM

TO: Mayor Keyes and Aldermen.

FROM: M. C. Healy,
City Clerk.

DATE: September 2, 1980/Revised September 4, 1980.

RE: Determination of City Members of the Frontenac County Board of Education.

ORIGIN:

Council Communication 579 from the Clerk of the County of Frontenac notifying of the new elected composition of the Frontenac County Board of Education for the 1980 Election.

ANALYSIS:

The 1980 Composition of the Frontenac County Board of Education basically changes only the number of Trustees to be elected by Public School Electors in the City and in the County as follows:

	No. of Members Elected by Public School Electors	
	1978	1980
City	7 *(One trustee per ward)*	6 *(To be determined)*
County	8	9
	(By individual and by groups of municipalities, which does not affect the City.)	

The question now before the City is, "How are the City's 6 Trustees to be elected?".

Prior to 1978, there were 8 or more Trustees and the Trustees elected by the Public School Electors of the City of Kingston were elected by a general vote of all Public School Electors.

In the 1978 election, when there were only 7 Trustees to be elected, By-Law No. 9204, "A By-Law to Provide for the Election of Members of the Frontenac County Board of Education and of the Frontenac-Lennox and Addington County Roman Catholic Separate School Board by the School Electors of the City of Kingston Areas", was passed providing for the election of one Trustee per ward.

Cont'd.../2

Schedule "E" to Report No. 74
(Page 2)

ALTERNATIVES:

The alternatives before Council, as I see them, are:

1) Revert to the election of the 6 Trustees by general vote of all the Public School Electors in the City;

- OR -

2) Provide for the election of the 6 Trustees on the basis of 1 Trustee for each of five wards and 1 Trustee from a combination of two wards.

In order to consider this alternative the following tables of information are submitted:

Table 1

POPULATION

Ward	1978 Population*	1978 Public School Supporters Including Children*	1978 Public School Electors**
Sydenham (1)	6,899	6,399	8,009
Ontario (2)	6,454	5,479	4,733
St. Lawrence (3)	4,979	3,725	3,595
Cataraqui (4)	11,286	8,093	5,352
Frontenac (5)	6,440	4,894	4,672
Rideau (6)	12,132	9,450	5,901
Victoria (7)	11,974	10,037	6,913
TOTALS	60,164	48,077	39,203

* = from Population CENSUS REPORT

** = from 1978 Voters List

(Note: 1979 Ward Population information not supplied in 1979 by Assessment Office.

1980 Ward Population information to be available in October, 1980.)

Table 2

POSSIBLE COMBINATIONS OF ADJOINING WARDS

	Public School Electors
(1) Sydenham	8,009
+ Ontario	4,733
TOTAL	12,742
(2) Sydenham	8,009
+ St. Lawrence	3,595
TOTAL	11,604
(3) Sydenham	8,009
+ Victoria	6,913
TOTAL	14,922
(4) Ontario	4,733
+ St. Lawrence	3,595
TOTAL	8,328

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(Page 3)

Table 2 (cont'd) POSSIBLE COMBINATIONS OF ADJOINING WARDS

		Public School Electors
(5)	Ontario	4,733
	+ Frontenac	4,672
	TOTAL	9,405
(6)	Ontario	4,733
	+ Rideau	5,901
	TOTAL	10,634
(7)	St. Lawrence	3,595
	+ Cataraqui	5,352
	TOTAL	8,947
(8)	St. Lawrence	3,595
	+ Frontenac	4,672
	TOTAL	8,267
(9)	Cataraqui	5,352
	+ Frontenac	4,672
	TOTAL	10,024
(10)	Frontenac	4,672
	+ Rideau	5,901
	TOTAL	10,573
(11)	Rideau	5,901
	+ Victoria	6,913
	TOTAL	12,814
(12)	Victoria	6,913
	+ Ontario	4,733
	TOTAL	11,646

RECOMMENDATION:

My personal recommendation would be to revert to the election of Trustees to the Frontenac County Board of Education by the General Vote of all Public School Electors in the City.

However, if ward representation is more desirable to the members of Council it would appear that a combination of the following wards might be considered:

		Public School Electors
(A)	Ontario	4,733
	+ St. Lawrence	3,595
	TOTAL	8,328

- OR -

(B)	St. Lawrence	3,595
	+ Cataraqui	5.352
	TOTAL	8,947

since these areas appear more contiguous than the combination of St. Lawrence and Frontenac Wards (8,267).

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(Page 4)

RECOMMENDATIONS (cont'd)

Please note that October 1, 1980, is the deadline for passing a by-law to provide for revised election of the Public School Trustees. For election office purposes and nomination purposes, a decision is needed as soon as possible.

My apologies are extended to members of Council for using Public School Population figures instead of Public School Electors in my Report of September 2, 1980.

Respectfully Submitted,

M. C. Healy,
City Clerk.

is

Schedule 'F' to Report No. 74
(Page 1)

SEP 3 1980

Memo to	Mr R.J. Hamilton, Chief Administrative Officer
Date	September 3, 1980
Subject	1980 General Rate Paving Program
Origin	Public Works Department
Analysis	The 1980 Public Works Capital Budget includes an allotment of $49,000.00 in debenture funds for General Rate road reconstruction. This report presents a schedule of projects recommended for the program (Schedule "A" attached).
Existing Policy	To select streets on the basis of their condition in relation to the amount of vehicular traffic.
Financial	The 1980 Capital Budget includes $49,000.00 for this program. A budget transfer will be necessary.
Recommendation	That a by-law be presented to Council to authorize the reconstruction of the pavements on the streets listed on Schedule "A" at a total estimated cost of $121,000.00 less anticipated M.T.C. subsidy of $56,700.00, being $64,300.00 as a charge against the General Rate, and that the following transfer of funds in the 1980 Capital Budget be approved -

	Increase	Decrease
General Rate - Roads - Misc.	$15,300.	
Local Improvement - Storm Sewers - Misc.		$15,300.

DG/gg

D.Graham, P.Eng
Commissioner of Works

Scheedule "A"

Proposed 1980 General Rate Paving Program

Street	From	To	Total Est. Cost	Debenture Amount	Remarks
Vine	All		$23,000.	$13,600.	Includes walk on both sides
Ellice	All		14,000.	7,700	Includes walk on north side
Johnson	Division	Barrie	28,000.	14,000.	South half
Mack	Frontenance	Albert	32,000.	17,000.	Curb and gutter on south side. Walk on north side
Cherry	Pine	northerly 90m	15,000.	7,500.	
Yonge	north bound lane at centre island		9,000.	4,500.	
			$121,000.	$64,300.	

Some Supplementary Streets

Street	From	To	Total Est. Cost	Debenture Amount	Remarks
Redan	All		$17,200.	$8,600.	
Palace	Brock	Johnson	37,000.	18,500.	
King	Collingwood	Beverly	32,500.	16,300.	

Schedule 'G' to Report No. 74
(Page 1)

SEP 3 1980

Memo to	Mr. R.J.Hamilton, Chief Administrative Officer
Date	September 4, 1980
Subject	Construction of a 200mm diameter sanitary sewer in Counter St from 56.39m east of centre line of Aberfoyle Road easterly 76.2m and service.
Origin	Public Works Department
Analysis	With the considerable amount of fill we placed on the corner lot at the intersection of Counter St and Street "X", it is more attractive to buyers. If services are available the lot can be sold whenever there is an interested buyer. Under Contract 80/10W for Street "X" a water service will be installed from Street "X" watermain. It is desirable to serve it with a sanitary sewer.
Financial	Funds are available for this work in the 1980 Capital Budget - General Rate Sanitary Sewers.
Recommendation	That a general rate by-law be presented to Council to authorize the construction of a 200mm diameter sanitiry sewer in Counter St from 56.39m east of centre line of Aberfoyle Road easterly 76,2m and service.

Total Estimated cost $22,500.00

pl/gg

D.Graham, P.Eng
Commissioner of Works

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(Page 1)

SEP 3 1980

Memo to Mr. R.J.Hamilton, Chief Administrative Officer

Date August 28, 1980

Subject Reconstruction of a storm sewer in Wellington St from Barrack St to Bay St, and the construction of a storm sewer in Ordnance St from Wellington St westerly 11.58m.

Origin Public Works Department.

Analysis The subject work is in an area where the land is low and very flat. Drainage in this area is always a problem and it is the cause of the failure of the road base. It is anticipated that the O.H.I.P. building is scheduled to start in the spring. To keep our construction in pace, we have to build the storm sewer first and the pavement afterward. A By-law for the above said work is necessary. The outlet for the storm sewer has adequate capacity.

Owners involved in this work have been approached. Only four signed the petition and seven refused. There are 14 owners in all; there is no hope of obtaining sufficient signatures. It will be necessary to proceed under Section 8 of the Local Improvement Act.

Existing Policy Storm sewers are constructed or reconstructed under the Local Improvement Act and the owners are charged a fixed rate of $9.84252 per meter frontage ($3.00/ft).

Financial Adequate funds are available in the 1980 Capital Budget for the project.

Recommendation That, since the improvement of the drainage problem in the area is badly needed, a by-law be presented to Council to authorize the reconstruction of a storm sewer in Wellington St from Bay St to Barrack St and the construction of a storm sewer in Ordnance St from Wellington St westerly 11.58m under Section 8 of the Local Improvement Act -

Total Estimated Cost	$127,000.00
Owners' share	2,262.60
Anticipated M.T.C. subsidy	48,895.00
City's share	75,842.40
Debenture amount	78,105.00

DG/gg

D.Graham, P.Eng
Commissioner of Works

Schedule 'I' to Report No. 74
(Page 1)

R E P O R T

TO: R. J. Hamilton,
Chief Administrative Officer

FROM: K. G. Linseman, Administrator
Traffic, Streets and Parking

DATE: September 4, 1980

SUBJECT: PARADE - Kingston Gospel Temple

ORIGIN: Request from the Kingston Gospel Temple to conduct a children's Sunday School parade on Sunday, September 14, 1980, starting at 9:30 a.m.

ANALYSIS:

1) The proposed parade route is to leave from the Canadian Tire Parking Lot on Bath Road, southerly to Palace Road, proceed on Palace Road southerly to Park Street, easterly on Park Street to College Street, southerly on College Street to Carruthers Street, easterly on Carruthers Street to Regent Street, southerly on Regent Street to Mack Street, easterly on Mack Street to Macdonnell Street and southerly on Macdonnell Street to Brock Street, finishing at the Kingston Gospel Temple at approximately 10:30 a.m.

2) The parade will take place on Sunday morning when the traffic is light.

RECOMMENDATION: That permission be granted to the Kingston Gospel Temple to conduct a children's Sunday School parade on Sunday, September 14, 1980, commencing at 9:30 a m. on Bath Road, Palace Road, Park Street, College Street, Carruthers Street, Regent Street, Mack Street, Macdonnell Street and Brock Street.

K. G. Linseman /lc

K. G. Linseman, M.Sc., P. Eng.
Administrator

/c

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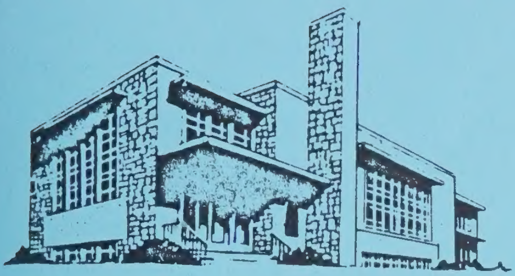
(Page 2)



REV. GLEN R. PITTS - PASTOR

Kingston Gospel Temple

P.O. Box 462
Brock St. at MacDonnell, Kingston, Ont. K7L 4W5
546-7964 548-3855

ear Mr. Kinsman. Aug. 26, 1980.

Re: Sunday School parade and approval by City Council

We the Sunday School of Kingston Gospel Temple would like to
d a Sunday School parade on Sunday September fourteenth at
a.m until 10:30 a.m. The actual parade however will take approxim-
ly forty minutes. Our purpose is mainly a means of outreach
children within the area and to invite them to Sunday School and
prepare for our fall children's program. The selected route
from Canadian Tire parking lot down Palace Rd to Park St. Turn
k St. to College St. Then over to Caruthers and into Regent St. Turn
gent to Dundas. Turn Dundas to Mack and onto MacDonnell and
arriving over Brock to Kingston Gospel Temple.

I trust the above is adequate enough information for you to reach
decision and would appreciate immediate notification of the Council's
gment regarding this matter.

Thank you very much for your time and consideration of this
iness.

Sincerely
David L. Moran
Youth Pastor

THE HOME OF LIFE TELECAST

CORPORATION OF THE
CITY OF KINGSTON
OFFICE OF THE Chief Administrative Officer

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

Our Ref. No. 21-3.8

September 4, 1980

MEMORANDUM

TO: MAYOR KEYES AND MEMBERS OF COUNCIL

FROM: Mr. R.J. Hamilton, C.A.O.

RE: DRAFT BILL - JURISDICTION TO LICENSE, REGULATE AND GOVERN OWNERS AND DRIVERS OF TAXI-CABS, CARTERS AND SECOND HAND DEALERS

We are forwarding herewith a proposed Draft Bill with reference to an Act respecting the City of Kingston having the jurisdiction to license, regulate and govern owners and drivers of taxi-cabs, carters and second hand dealers.

Council will recall that we forwarded this information on August 1st for their comments and review prior to the matter being approved by Council and returned to the Board of Police Commissioners.

We are therefore placing this matter on Council for approval of the Draft Bill at this time.

R.J. Hamilton,
C.A.O.

RJH/sd
Encl.

Schedule "J" to Report No. 74
(Page 2)

DRAFT BILL Pr 1980

AN ACT RESPECTING THE CITY OF KINGSTON

WHEREAS the Board of Commissioners of Police of the City of Kingston presently have jurisdiction to licence, regulate and govern the owners and drivers of taxi-cabs, carters and second-hand dealers;

AND WHEREAS both the Board of Commissioners of Police of the City of Kingston and the Council of the Corporation of the City of Kingston wish to transfer the jurisdiction to licence, regulate and govern taxi-cab owners and drivers, carters and second-hand dealers, from the Board of Commissioners of Police of the City of Kingston to the Council of the Corporation of the City of Kingston;

AND WHEREAS the Corporation of the City of Kingston hereby applies for special legislation in respect of the matters hereinafter set forth;

AND WHEREAS it is expedient to grant the application;

THEREFORE, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario enacts as follows:

1. On and after the first day of January, 1981, the authority and power of Boards of Commissioners of Police under the Municipal Act to pass by-laws to licence the owners and drivers of taxi-cabs, carters and second-hand dealers, is hereby vested in the Council of the Corporation, including the authority in power of Boards of Commissioners of Police to regulate and govern such trades, callings, persons or things, and shall include the right to establish the rates or fares to be charged by the owners and drivers of such vehicles for the

Schedule "J" to Report No.74
(Page 3)

conveyance of goods or passengers, either wholly within the municipality or to any point beyond its limits, and for providing for the collection of such goods or fares for limiting the number of cabs or other vehicles used for hire, and for revoking any such licence.

(a) In this paragraph, dealers and second-hand goods includes persons who go from house to house or along highways for the purpose of collecting, purchasing or obtaining second-hand goods.

(i) Second-hand goods includes waste paper, rags, bones, bottles, bicycles, automobile tires, old metal and other scrap material and salvage.

(b) The fee to be paid for a second-hand dealer's licence shall not exceed $20.00 for one year.

2. This Act comes into force on the day it receives Royal Assent.

3. The short title of this Act is The City of Kingston Act, 1980.

Schedule "K" to Report No. 74
(Page 1)

CORPORATION OF THE
CITY OF KINGSTON

OFFICE OF THE Chief Administrative Officer

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

Our Ref. No. 21-6

September 4, 1980

MEMORANDUM

TO: MAYOR KEYES AND MEMBERS OF COUNCIL

FROM: Mr. R.J. Hamilton, C.A.O.

RE: PURCHASING PROCEDURE

We are forwarding herewith a memorandum from Mr. B.G. Cousens dealing with the Purchasing Procedure, as well as my memorandum dated August 15, 1980.

A number of the Department Heads have been contacted and they have essentially agreed to the suggestions outlined herein.

Council are aware that we have retained Mr. Plumley as Acting Purchasing Agent and we would recommend that this procedure be put into effect immediately and it can be reviewed at the end of that period in which Mr. Plumley is acting.

R.J. Hamilton,
C.A.O.

RJH/sd
Encl.

Schedule "K" to Report No 74
(Page 2)

CORPORATION OF THE
CITY OF KINGSTON
OFFICE OF THE Chief Administrative Officer

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

Our Ref. No. 21-6

August 15, 1980

MEMORANDUM

TO: MAYOR KEYES AND MEMBERS OF COUNCIL

FROM: Mr. R.J. Hamilton, C.A.O.

RE: PURCHASING PROCEDURE

We are forwarding herewith a memorandum recently received from Mr. Cousens concerning Purchasing Procedures being planned by the City of Kingston.

This was referred to various Department Heads who have for the most part agreed with this kind of approach. The only questions or items that come to mind which we would direct Council to consider, are as follows:

(i) The establishment of this new procedure would greatly reduce the paper flow in the Purchasing Department, which Mr. Cousens states, could be in the neighbourhood of a 44% reduction in paper work and this would represent about 4½% of the total dollar value of the purchases in the City or about $133,000.

(ii) The whole purpose to this exercise is necessary to see whether or not we can eliminate the need for a Buyer in this Department and save a salary of some $25,000. including fringe benefits.

We would suggest that City Council review the contents of this particular procedure and please contact my office with any input as quickly as possible, prior to our finally presenting it on the Council Agenda for adoption. This change is rather important and we would certainly solicit input from the elected people prior to proceeding any further.

R.J. Hamilton,
C.A.O.

RJH/sd
Encl.

Schedule "K" to Report No. 74
(Page 3)

MEMORANDUM

TO: R.J. Hamilton,
C.A.O.

FROM: B.G. Cousens,
City Treasurer

DATE: July 23, 1980

RE: Purchasing Procedure

I have reduced the Treasury Department staff by three employees over the past three years. This is a reduction in staff of 10% for an annual savings at 1980 salary rates, including fringe benefits, of over $63,000. The staff reduction was made through change of procedures, data processing, and transfer of some work to the various departments.

The Director of Purchasing has taken early retirement and the buyer, Mr. Richard Plumley, has been appointed Acting Director of Purchasing. A unilateral decision has been made that we will not replace the buyer in the Purchasing section, which will reduce this section from 3 employees to 2, for a reduction in staff of 33%.

In order to try and get by with one less staff member, it will be necessary to cut back on the service provided to the various departments and boards.

I have analyzed the purchase orders issued for a portion of 1980 and based on the 1979 volume, if we discontinue issuing purchase orders for items under $100.00, we will reduce the number of purchase orders by approximately 44%. This represents about 4.5% of the dollar value of purchases made by the City or $133,000. While this action will reduce the workload for the Secretary, it will not significantly reduce the workload for the Director of Purchasing. The present workload of the Secretary has been such that we have had to bring in part-time help to cope with the volume of work.

In order to implement the foregoing, it is necessary to amend By-Law # 1 as follows:

Section 56, paragraph 1, which reads as follows:

"No purchase shall be made without a purchase order provided, however, that in the case of urgency, the Head of a Department may authorize proper purchases. Where such purchases are made without a purchase order, the Head of the Department concerned shall forthwith cause a requisition to be made, indicating the nature of the emergency, so that a confirming purchase order may be issued."

should be amended to read as follows:

"No purchase shall be made in excess of $100.00 without a purchase order, provided however, that in the case of urgency, the Head of a Department may authorize proper purchases. Where such purchases are made without a purchase order, the Head of the Department concerned shall forthwith cause a requisition to be made, indicating the nature of the emergency, so that a confirming purchase order may be issued.

Purchasing shall upon receipt of the Purchase Requisition, take the following steps:

1. For items already received by the requisitioning department and where the cost is less than $100.00, no purchase order shall be issued. However, the invoice and requisition will be checked, authorized and forwarded to the Treasury Department for payment.

2. For items already received by the requisitioning department and where the items are covered by a blanket order, Purchasing shall note the blanket order number on the requisition, check the price, quantity and quality, authorize and forward to the Treasury Department for payment.

Notwithstanding the foregoing, purchase orders shall be issued for all advertising and for those items where the purchase order initiates the purchase, even though the amount is under $100.00."

If the foregoing action does not enable us to operate with one less staff member, we will have to consider other alternatives, such as requiring the various departments and boards to obtain the three quotations for items costing between $100. and $500. rather than purchasing. While this action would cut down the workload in purchasing, it will shift it to other departments and would get us away from the principle of centralized purchasing, as similar orders from different departments would not be pooled. It will also put extra work on our foremen and supervisory personnel, who should be supervisors and not purchasing agents.

There is also the possibility of departments splitting orders in order to stay under the $100. and bypassing purchasing.

I would appreciate it if this report could be circulated to the various Department Heads for their comments, prior to submission to Council.

BGC/jt

B.G. Cousens
City Treasurer

C.C. - Mr. R. Plumley
Acting Director of Purchasing

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(Page 1)

Office of the
City Solicitor
Our Ref: 80-901

SEP 3 1980

MEMORANDUM

TO: Mr. R.J. Hamilton
Chief Administrative Officer

FROM: Mr. Norman C. Jackson
City Solicitor

DATE: September 3rd, 1980

RE: Notice of Motion in the Ontario Supreme Court

Several months ago it was brought to my attention that a defect in the title of property at premises known municipally as 49 Pembroke Street in the City of Kingston existed and that the assistance of the City of Kingston might be required.

A lis pendens is registered on the title to this property and has been since 1879. The lis pendens was registered by the Kingston Street Railway Company. The solicitor for the purchaser of this property has asked that the lis pendens be vacated and a Motion is being brought on September 11, 1980 in the Supreme Court to do so. I previously reviewed the history of the Kingston Street Railway Company with the City Clerk who provided a brief history of it which indicates that it was bought by a group of Kingstonians in 1906 and was continued until 1934 by the Kingston, Portsmouth and Cataraqui Electric Railway Company. At that time the City of Kingston had an opportunity to acquire the company but had refused to do so and the company did not resume operations. Because of the time that has passed since the registration of the lis pendens in 1879 it has been difficult to determine the purpose of it, although a lis pendens usually indicates a notice that an action may be pending. In this case it would appear that $29.80 may have been owing one hundred years ago. However, as the City of Kingston has no direct relationship to the Kingston Street Railway Company through the records provided by the City Clerk I would recommend that we now consent to the vacating of the lis pendens. Moreover, the Statute of Limitations would not permit an action to be brought after such a long period of time.

In conclusion, it would be my recommendation that the City of Kingston consent to the vacating of the lis pendens based on the above-noted considerations. I include herewith a copy of the Notice of Motion and Affidavit served on me this date and would suggest that it be placed on the Council agenda for the purpose of the passing of a resolution to confirm the City's position.

NJackson

NCJ/nr
Encl.

Norman C. Jackson
City Solicitor

Schedule "L" to Report No. 74
(Page 2)

IN THE SUPREME COURT OF ONTARIO

BETWEEN:

KINGSTON STREET RAILWAY COMPANY

Plaintiff

-and-

GEORGE D. MORSE

Defendant

NOTICE OF MOTION

TAKE NOTICE that an application will be made on behalf of MARGARET CHRISTENA McKEE, the owner of the subject premises, before the presiding Judge in Chambers at Kingston, on Thursday, the 11th day of September, 1980, at 9:30 o'clock in the forenoon, or so soon thereafter as the application can be heard, for an order vacating the certificate of lis pendens registered on the 27th day of March, 1879, or for such other order as seems just.

AND TAKE NOTICE that in support of such application will be read the affidavit of H. Gordon Mylks, of the law firm of Mylks & Olson, the pleadings and proceedings in this action, and such further and other material as counsel may advise.

DATED at Amherstview, this 3rd day of September, 1980

MYLKS & OLSON
15 Sherwood Avenue
Amherstview, Ontario

Solicitors for Margaret
Christena McKee

TO: CORPORATION OF THE CITY OF KINGSTON

Schedule "L" to Report No. 74
(Page 3)

IN THE SUPREME COURT OF ONTARIO

BETWEEN:

KINGSTON STREET RAILWAY COMPANY

Plaintiff

-and-

GEORGE D. MORSE

Defendant

AFFIDAVIT

I, H. GORDON MYLKS, of the Township of Ernestown, in the County of Lennox and Addington, and Province of Ontario, MAKE OATH AND SAY as follows:

1. I am a solicitor practising in the Township of Ernestown, in the County of Lennox and Addington, and as such have knowledge of the matters hereinafter deposed to.

2. In the course of business I received a letter of requisitions with respect to the title of a property owned by my client, MARGARET CHRISTENA McKEE, and being sold by my client as of the 30th day of May, 1979.

3. Requisition No. 3 pointed out that due to inadvertence at the time when my client purchased the property in 1947, the solicitor who represented my client at the time failed to obtain a discharge of a lis pendens which had been registered against the property, and still remains registered against the property since 1879.

4. That, notwithstanding the fact that no action could be brought by virtue of the said lis pendens as a result of the Statute of Limitations, the solicitor for the purchaser and myself think it advisable that the lis pendens be removed from the title of the subject lands by order of this Honourable Court.

. . . . /2

5. Attached as Exhibit "A" to this my Affidavit is a summary of the Corporation of the City of Kingston of the history of Kingston Street Railway Company, and I verily believe that the Corporation of the City of Kingston would be the only persons interested in this claim, and they have been served accordingly.

This Affidavit is made in support of an application for an Order vacating the lis pendens referred to above.

SWORN before me at the Township)
of Ernestown, in the County of)
Lennox ~~and Addington~~, this 3rd)
day of Sept. 1980.)
)
)
A Commissioner, etc.)

H. GORDON MYLKS

Affidavit of H. Gordon Mylks filed
on behalf of Margaret Christena McKee.

Schedule "L:"to Report No. 74
(Page 5)

EXHIBIT "A"

HISTORY OF KINGSTON STREET RAILWAY COMPANY

- The Kingston Street Railway Company was incorporated in 1876.
- The first horse-drawn cars were run on Princess Street on 1877 02 02.
- The system served Kingston from 1876 to 1893, at which time it was sold to Mr. B. W. Folger. The new company was called Kingston, Portsmouth and Cataraqui Electric Railway Company and began operation in September, 1893.
- The company was bought by a group of Kingstonians in 1906. The Kingston, Portsmouth and Cataraqui Electric Railway Company agreed to continue service until the end of its contract in 1934. However, on 1930 03 01 a fire broke out in the car barns, destroying the rolling stock of the company. The company's property was situated at Queen and King Streets where McGinnis and O'Connor Ltd. was located.
- The City had an opportunity to acquire the company for $5,500., but it refused, and the company did not resume operations.
- Shortly after the fire a new transportation system was organized by Colonial Coach Lines, and an agreement was first entered into on 1930 07 02 and again on 1936 11 13, and service began with seven buses. The new venture was named the Kingston City Coach Limited and began its operation in 1930.

This is Exhibit A referred to in the
affidavit of W. GORDON MYERS.
SWORN before me at the Twp. of Kingston,
in the County of Lennox and Addington,
this 2 day of September 19[illegible]
A COMMR. S. C. O.

1980 01 29

Schedule "M" to Report No. 74
(Page 1)

CORPORATION OF THE
CITY OF KINGSTON
OFFICE OF THE Chief Administrative Officer

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

Our Ref. No. 8-3.16

September 4, 1980

MEMORANDUM

TO: MAYOR KEYES AND MEMBERS OF COUNCIL

FROM: Mr. R.J. Hamilton, C.A.O.

RE: KINGSTON AZORES SOCCER CLUB
428-A Barrie Street, Kingston

We are forwarding herewith a copy of a letter received recently from Mr. George Speal, acting on behalf of the Kingston Azores Soccer Club, concerning the property they purchased at 428-A Barrie Street.

We have received a petition some time ago on behalf of the residence who were objecting to the use of this particular site as a recreational club.

Members of Council have commented about this particular item and needless to say, there is some concern about the situation. It is our understanding that the members of the Club paid a sum of $32,000. for this site and Mr. Speal is suggesting that the only fair and equitable method of resolving this problem, would be for the City of Kingston to purchase this property from the Kingston Azores Soccer Club.

We discussed this matter somewhat with Mr. Muirhead and other Department Heads concerning the use which could be made and whether or not this could in fact be paid for through the use of N.I.P. funds. The location is within the boundaries of the N.I.P. area and as such would only require approval of the Minister to qualify which may take some time.

We have had some discussion with Mr. Fluhrer in particular, as to whether or not this could be used as a passive park area or any other use that could be made in future.

Finally, since we have access to N.I.P. funds at this time, it would be our recommendation that Council purchase the property from the Azores Soccer Club on the condition that we would receive approval from the Minister to use N.I.P. funds for this particular purchase.

R.J. Hamilton,
C.A.O.

Schedule "M" to Report No. 74
(Page 2)

Speal, Viner & Kennedy
Barristers Solicitors

E N. SPEAL, Q.C.
ER W. VINER, Q.C.
S. KENNEDY
LAS R. HAUNTS

P.O. BOX 81
74 BROCK STREET
KINGSTON, ONTARIO K7L 4V6
TELEPHONE 613-544-5322

September 2, 1980

BY HAND

His Worship,
Mayor Kenneth Keyes,
City Hall,
216 Ontario Street,
KINGSTON, Ontario

Re: Kingston Azores Soccer Club
428-A Barrie Street

Dear Sir:

I am the solicitor for the Kingston Azores Soccer Club. This club was formed a few years ago by a group of citizens of this community of the Portuguese background. The purpose was to promote sportsmanship and fellowship amongst the youth of the Portuguese Community and at the same time, to provide a form of recreation for all the citizens of Kingston.

This club and its members searched the Kingston area for a clubhouse and when the church on Barrie Street became available, they contacted the City Officials, not only the Building Inspector's office, but also the Health Department and the Fire Department, to ensure that their wishes were in compliance with the by-laws of the City of Kingston. Only after having

. . . 2

received assurances from all concerned, did the members of this Portuguese Community enter into an agreement to purchase 428-A Barrie Street for the sum of $32,000.00. The executive of this community went to the bank and borrowed the money on their signatures, since of course, the club has no funds of its own.

The members of the Portuguese Community find it very disturbing that having complied with the by-laws of the City of Kingston, the Aldermen who enacted these same by-laws should now be raising their voices in anger, to prevent this club from coming into operation. My clients have been put to a great deal of expense in the assurances of being within the law, only to find that their rights are being taken away from them by the action of Council.

The use to which these premises would be put are no different than that which is seen at the Kingston Yacht Club, Polish Hall, Ukrainian Hall, Greek Hall and many other community oriented recreational premises. The only fair and equitable method of resolving this problem would be for the City of Kingston to purchase the property from the Kingston Azores Soccer Club and to apologize to its members for the treatment they have received by some of the elected members of Council.

I would be more than willing to meet with you on behalf of my clients in order to resolve this unfortunate divergence between the intent of Council as expressed in its by-laws and those stated at the last two meetings of council.

Yours very truly,

SPEAL, VINER & KENNEDY

Per:

George N. Speal, Q.C.

NS/lg

c: Mr. Manuel Medeiros.

COMMITTEE OF THE WHOLE (Cont'd)

MOTIONS

(1) Moved by Ald. Hawkins
Seconded by Ald. Gorham

That the Planning Board and Council review the present zoning allowing community halls in residential zones, and report back to Council by October 31, 1980.

(2) Moved by Ald. Knapp
Seconded by Ald. Bishop

WHEREAS diminished representation on the Frontenac County Board of Education could result in the City's educational requirements not being duly considered; and

WHEREAS the City's representation on the Board of Education is not proportional to the total monies received by the Board of Education;

THEREFORE BE IT RESOLVED that appropriate measures be taken to determine whether the City can withdraw from participation in the Frontenac County Board of Education for the purposes of establishing a City-wide Board of Education with members elected by the City.

(3) Moved by Ald. Hawkins
Seconded by Ald. Gerretsen

That Council request the Minister of Health to review the administration of the Kingston, Frontenac and Lennox & Addington Health Unit.

* * * *

(B) That Council rise from the Committee of the Whole and the Chairman report.

REPORT OF THE COMMITTEE OF THE WHOLE

(C) That the Report of the Committee of the Whole be adopted, approved and confirmed.

MOTIONS

NOTICES OF MOTION

BYLAWS

(A) That By-Laws 1 to 7 be given their First and Second Readings.

(B) That Rule 34 of By-Law No. 1 be suspended for the purpose of giving By-Law 6 Three Readings.

(C) That By-Laws 6 to 8 be given their Third Reading.

BYLAWS (Cont'd)

(1) A By-Law to Amend By-Law No. 80-19, "A By-Law to Authorize Reconstruction of the Existing Pavement with Asphalt in Clarence Street from Ontario Street Easterly 92.05m Under the Provisions of Section 7 of The Local Improvement Act (Petition)" (Amend Title and Description of the Work)

FIRST AND SECOND READINGS
Clause 3, Report No. 74, 1980 PROPOSED No. 80-194

(2) A By-Law to Authorize the Reconstruction of Certain Streets (General Rate).

FIRST AND SECOND READINGS
Clause 9, Report No. 74, 1980 PROPOSED NO. 80-195

(3) A By-Law to Authorize the Construction of a 200mm Diameter Sanitary Sewer in Counter Street from 59.39m East of the Centre Line of Aberfoyle Road Easterly 76.2m and Service (General Rate).

FIRST AND SECOND READINGS
Clause 10, Report No. 74, 1980 PROPOSED NO. 80-196

(4) A By-Law to Authorize the Reconstruction of a Storm Sewer in Wellington Street from Bay Street to Barrack Street and the Construction of a Storm Sewer in Ordnance Street from Wellington Street Westerly 11.58m Under the Provision of Section 8 of The Local Improvement Act.

FIRST AND SECOND READINGS
Clause 11, Report No. 74, 1980 PROPOSED NO. 80-197

(5) A By-Law to Authorize a Petition to the Honourable the Lieutenant Governor and the Legislative Assembly of Ontario for a Private Bill to Transfer the Jurisdiction to License, Regulate and Govern Taxi-Cab Owners and Drivers, Carters and Second-Hand Dealers, from the Board of Commissioners of Police of the City of Kingston to the Council of The Corporation of the City of Kingston.

FIRST AND SECOND READINGS
Clause 13, Report No. 74, 1980 PROPOSED NO. 80-198

(6) A By-Law to Temporarily Close Portions of Certain Streets on Sunday, September 14, 1980, between 9.30 a.m. and 10.30 a.m. for Community Purposes (To Permit the Kingston Gospel Temple to Conduct a Children's Sunday School Parade)

THREE READINGS
Clause 12, Report No. 74, 1980 PROPOSED NO. 80-199

(7) A By-Law to Confirm the Proceedings of Council at its Meeting Held on September 8, 1980.

THREE READINGS
City Council Meeting No. 44, 1980 PROPOSED NO. 80-200

(8) A By-Law to Amend By-Law No. 9309, "A By-Law of The Corporation of the City of Kingston to Control Noise".

THIRD READING
Clause 1, Report No. 73, 1980 PROPOSED NO. 80-191

UNFINISHED BUSINESS

ADJOURNMENT

QUEEN'S UNIVERSITY LIBRARY
DOCUMENTS DEPARTMENT
OCT 2 - 1980

CITY COUNCIL MEETING NO. 44

The Regular Meeting of City Council was held on Monday, September 8, 1980 commencing with an In Camera Session from 7.00 p.m. to 8.00 p.m. in the Loyalist Room, City Hall, and continued in the Council Chamber at 8.10 p.m. His Worship Mayor Keyes presided.

(Loyalist Room)

ROLL CALL

Mayor Keyes, Ald. Bishop, Ald. Clark, Ald. Clements (arrived at 7:11 p.m.), Ald. Gerretsen, Ald. Gorham, Ald. Hawkins, Ald. Knapp, Ald. Lampropoulos (arrived at 7:10 p.m.), Ald. Matthews, Ald. McArthur, Ald. Miller, Ald. Tarnowecky (arrived at 7:40 p.m.), Ald. Timmins, Ald. Webb (15)

ADMINISTRATIVE STAFF PRESENT

Mr. R.J. Hamilton, Chief Administrative Officer;
Mr. M.C. Healy, City Clerk;
Mr. N.C. Jackson, City Solicitor.

COMMITTEE OF THE WHOLE IN CAMERA

(A) Moved by Ald. Bishop,
Seconded by Ald. Clark,

That Council resolve itself into the Committee of the Whole In Camera to consider the following item:

(1) Land Acquisition - John L. Smith Property

(2) Land Sale - Closed Portion of Davidson Street

(Council Chamber)

ROLL CALL

Mayor Keyes, Ald. Bishop, Ald. Clark, Ald. Clements, Ald. Gerretsen, Ald. Gorham, Ald. Hawkins, Ald. Knapp, Ald. Lampropoulos, Ald. Matthews, Ald. McArthur, Ald. Miller, Ald. Tarnowecky, Ald. Timmins, Ald. Webb (15)

ADMINISTRATIVE STAFF PRESENT

Mr. R.J. Hamilton, Chief Administrative Officer;
Mr. M.C. Healy, City Clerk;
Mr. N.C. Jackson, City Solicitor;
Mr. B. Cousens, City Treasurer.

(B) Moved by Ald. Clements,
Seconded by Ald. Gerretsen,

That Council rise from the Committee of the Whole In Camera and the Chairman report.

CARRIED

REPORT OF THE COMMITTEE OF THE WHOLE IN CAMERA

The Chairman reported that the following resolution was approved in the Committee of the Whole In Camera and that the matter of Davidson Street had been deferred for future consideration.

(1) Moved by Ald. Lampropoulos,
Seconded by Ald. Gerretsen,

That the City Solicitor be instructed to negotiate with the Solicitor of John L. Smith, Mr. Bogart Trumpour, with respect to acquisition of the John L. Smith property on the basis of the appraisal prepared by Mr. McMahon.

CARRIED

* * *

COUNCIL

(C) Moved by Ald. Gorham,
Seconded by Ald. Hawkins,

That the Report of the Committee of the Whole be adopted, approved and confir

CARRIED
Ald. Matthews opposed

MINUTES

Moved by Ald. Knapp,
Seconded by Ald. Lampropoulos,

That the Minutes of Meeting No. 41 held on Monday, August 25, 1980 be confirmed.

CARRIED

COMMUNICATIONS

Council consented to the addition of Communication Nos. 596 to 600.

Filed

(587) From Messrs. Wilcox & McNeill, copy of a letter to the Ontario Municipal Board concerning the Partial referral of Official Plan Amendment No. 1 (Binnington Estate), advising that the objection to the proposed Amendment has been withdrawn, as have objections to related Zoning By-Law Amendments, and that there will therefore be no need for a Hearing by the Board on these matters.

Files Nos. 16-1.1-1, 25-2.4-21 and 25-2.4-26.

(588) From Norman C. Jackson, City Solicitor, advising that an appeal by J.B. Sampson, with respect to property at the corner of Bath Road and Sir John A. Macdonald Blvd. was heard by the Ontario Municipal Board on September 2, 1980, and was dismissed. The Board ruled that the lot occupancy provisions of the Zoning By-Law (as amended) did apply to this property, and that a request by the owner for a change in this provision could only be handled through a Zone Change application to the City.

File Nos. 3-12.4-1 and 25-2.3-13.

COMMUNICATIONS (Cont'd)

Filed

(589) From the Port Hope Disaster Relief Fund, expressing its sincere appreciation of the City's generous gift to the Fund, stating that they are asking their municipal council to note the City's support in its record, to be borne in mind if a major disaster ever strikes in this area, and indicating that the help received from municipalities has been substantial. An official receipt for the City's donation of $1,000.00 is also enclosed.

File No. 7-3

Referred to the Chief Administrative Officer and All Department Heads

(590) From the Ontario Municipal Board, regarding the deadline for 1980 Quota Charges for charging capital expenditures applications to the City's quotas, and advising that applications received by the Board on or before December 31, 1980 will be charged against the municipality's 1980 quota allocation, provided there is sufficient balance remaining to cover such application

File No. 3-2

Referred to the City of Kingston Planning Board

(591) From the Ministry of Housing, advising that the Market Surveys Section analysis of the draft Supply and Demand Report of the City of Kingston has been received, and provides the following comments:

a) Senior Citizens: the analysis agrees with the report which identifies 22 rent-geared-to-income units and 65 market rental units as a need projected to August 1981;

b) Family : The analysis agrees with the report which identifies a need of 22 rent-geared-to-income units and 15 market rental units as a need projected to August 1981

As this survey report supports a need in the City of Kingston, Council may now decide if they wish to exercise an option to accommodate this need. The Ministry also advises that the staff have been provided with necessary documents.

File No. 8-3.9

Referred to the Chief Administrative Officer

(592) From Mr. John B. Sampson, regarding the recent O.M.B. hearing on his property at Sir John A. Macdonald Blvd. and Bath Road, and suggesting that the Municipal administration has a duty to ensure that the best use is made of owners' property, and that unreasonable obstacles should not obstruct the construction of a $4 million project which would generate about $150,000. in annual tax revenue, and where 50% of the cost would be in building trades labour. Mr. Sampson urges that to avoid further litigation, Members of Council address themselves to this building permit application, particularly bearing in mind that in spite of offering every amenity, the population of Kingston has actually decreased over the past two years. Recent decisions have forced industry out into the Township and Members of Council should address themselves to the problems to facilitate development and increase the tax base.

(Note: Copies have been distributed to members of Council)

File No. 3-12.4-1

Referred to the City of Kingston Planning Board

(593) From Mr. J.R. Cooke, Cooke's Old World Shop Ltd., enclosing clippings from the Victoria Times and Maclean's Magazine, which he feels may be both interesting and helpful to those concerned with Public Transit and the future of downtown

File No. 4-3.4

(Note: Copies have been distributed to members of Council)

COMMUNICATIONS (Cont'd)

Referred to Members of Council

(594) From the Frontenac County Plowmen's Association, inviting members of Council to take part in the Annual Plowing Match on Saturday, September 20, 1980, at the farm of J.H. Harvey, 4 miles east of Kingston on Highway No. 2, and requesting members of Council to respond if they wish to take part in this event.

File No. 3-6

Referred to Members of Council, Planning Board, Kingston Housing Authority and the General Public

(595) From the City Clerk, notifying that Notice has been received from the Legislative Standing Committee on Administration of Justice, reviewing the operation of O.H.C. and Housing Authorities that they accept the invitation of the City of Kingston to hold a Hearing in Kingston, TENTATIVELY, on Friday, September 19th, 1980 in Memorial Hall.

File No. 3-6

Referred to the Traffic, Streets & Parking Administrator & City Solicit

(596) From the Clerk of the Township of Kingston advising of a resolution pa by their council on September 4, 1980 which reads as follows:

> "that Council expresses to the City of Kingston its grave concern about the build-up of traffic on Bath Road at Armstrong Road and requests the City to approach the developers, Tait and Food Corp., to see that the deceleration lane from Armstrong Road westward which was a condition of severance, is built as soon as possible".

The Township of Kingston requests a response to the above resolut

File No. 21-5

Referred to the Commissioner of Parks & Recreation

(597) From the Frontenac Historic Foundation inquiring as to whether the Cit owned portion of the walkway running between the foot of Princess Str and the foot of Brock Streets could be turned into an attractive publ walkway. The Foundation would be willing to undertake organizing volunteer labour for such a project.

File No. 3-7.22

OMMUNICATIONS (Cont'd)

Referred to the Traffic, Streets & Parking Administrator

(598) From The Ontario Traffic Conference advising of an increase in their membership fees effective for the 1981 Calendar year as follows:

Class A1 & A2 Membership	Population	Old Fee	New Fee
Municipal Corporations	50,000 - 100,000	$120.00	$135.00
Class B			
Counties, Boards, Commissions and Authorities		35.00	55.00
Class C			
Organizations interested in the aims and objectives of the Conference such as, Suppliers, Traffic Engineering Consultants, etc.		35.00	55.00
Class D			
Individuals interested in the aims and objectives of the Conference		15.00	25.00

File No. 21-5

Filed

(599) From the Royal Canadian Horse Artillery Brigade Association advising that they have been concerned with the preservation of the brick streets in Kingston, particularly the one at the foot of Clarence Street, and are pleased with council's resolution regarding the preservation and maintenance of such streets in the City of Kingston.

File No. 21-5

(600) From the Ministry of Intergovernmental Affairs forwarding a copy of a letter that is being sent to all Chairmen of Boards of Health from the Ministry of Health concerning area meetings - local Boards of Health - Proposed Core Programs.

The Ministry of Intergovernmental Affairs requests that members of council and/or senior staff attend one of the series of meetings that have been arranged across the province in September and October.

Trenton - September 25, 1980
Toronto - September 30, 1980
Ottawa - October 1, 1980

File No. 8-2.4

COMMITTEE OF THE WHOLE

(A) Moved by Ald. Matthews,
Seconded by Ald. McArthur,

That Council resolve itself into the Committee of the Whole to hear a delegat receive a report and to consider motions.

CARRIED

(B) Moved by Ald. Timmins,
Seconded by Ald. Webb,

That Council rise from the Committee of the Whole and the Chairman report.

CARRIED

* * * * *

REPORT OF THE COMMITTEE OF THE WHOLE

The Chairman reported that the following delegation, report and motions were consi in the Committee of the Whole as follows:

DELEGATION

(1) Miss Carol Finley spoke in support of a petition presented containing 3,000 names presented on behalf of the Queen's Alma Mater Society in opposition to By-law 80-191, which restricts the operation of a device for the amplification of sound in residential areas twenty-four hours per day.

REPORTS

Report No. 74 - Chief Administrative Officer

Council consented to the addition of Clauses 17 and 18 and to the amendment of Cla to add after the word "form" in the eighth line of the first paragraph, the words, "in the general form" and to add after the words "attached hereto as pages 2 and 3 of Schedule "J", the words, "subject to any changes required by the City Solicitor obtain the objects and purposes listed as follows.

1. Notwithstanding the existing power of the Board to enact by-laws in respect of licencing and regulating certain trades pursuant to The Municipal Act, the primary obligation of Boards of Commissioners of Police is the administration of the City of Kingston Police Force.

2. The population of the City of Kingston may be better served by the creation of a separate licencing commission established by the Council of the Corporation which will have greater efficiency and better administration, it being composed of persons with the required technical knowledge in the different trades and businesses.

3. To transfer the legislative jurisdiction to the Council, it being a wholly elected body.

REPORTS (Cont'd)

Report No. 74 - Chief Administrative Officer

September 8, 1980.

o the Mayor and Members of Council:

The Chief Administrative Officer reports and recommends as ollows:

. That, as recommended by the Commissioner of Works, the tender of Hemlock Construction, in the amount of $45,997.98, for Contract 80-10W, for the construction of sanitary sewer, watermain and asphalt pavement in Street "X" be accepted, being the lowest tender received, subject to approval of the Public Utilities Commission;

- and -

that the Mayor and City Clerk be authorized to execute the necessary contract.

(Note: A copy of the Report of the Commissioner of Works is attached as Schedule 'A' - 1 Page)

That, as recommended by the Commissioner of Works, since the concrete sidewalk with a test below the specified strength has shown no sign of deficiency through the winter, the release of the holdback, in the amount of $1,100.00, to J. Sousa Contractor Ltd., under Contract 79-1W, is hereby authorized.

(Note: A copy of the report of the Commissioner of Works is attached as Schedule 'B' - 1 page)

CARRIED

REPORTS (Cont'd)

Report No. 74 - Chief Administrative Officer

3. That, as recommended by the Commissioner of Works:

(A) since the preservation of the cobblestone pavement in Clarence Street is considered desirable for the enjoyment of future generations, a by-law be presented to Council to amend By-Law No. 80-19, 'A By-Law to Authorize the Reconstruction of the Existing Pavement with Asphalt in Clarence Street from Ontario Street Easterly 92.05m under the Provisions of Section 7 of The Local Improvement Act (Petition)', to provide:

(i) that the description of the work in the title and in the by-law be amended to read "to reconstruct with asphalt the pavement in Clarence Street from Ontario Street easterly 69.2m and with cobblestones from 69.2m east of Ontario Street easterly 18.3m"; and

(ii) that the additional cost of preserving the cobblestone road in the estimated amount of $8,000.00 is being financed by the City from current revenue;

- and -

(B) the following budget appropriation amendment be approved:

	Increase	Decrease
PUBLIC WORKS		
CONTRIBUTIONS FROM REVENUE FUND - Roadways - Clarence Street - Cobblestones	$8,000.	-
FINANCE		
Contingencies	-	$8,000.

(Note: A copy of the Report of the Commissioner of Works is attached as Schedule 'C' - 1 page)

(See By-Law 1: No. 80-194)

CARRIED 13:2
Ald. Hawkins & Ald. Matthews oppose

REPORTS (Cont'd)

Report No. 74 - Chief Administrative Officer

4. WHEREAS, due to receiving an intensified service program and many new parts on the Automatic Printing Press System at City Hall, which has rejuvenated the System for the time being, proposals for rental of a new Automatic Printing Press and Collator System have been postponed for calling in October or November; and

WHEREAS request to renew the service contract for the Model 1500 automatic printing system (copier, converter and press) for the period July 1, 1980 to January 1, 1981, in the amount of $1,600.00 has been received, for which no budget provision was made;

THAT, as recommended by the City Clerk:

(A) the following budget appropriation amendment be approved:

	Increase	Decrease
FINANCE		
A/C 30049 - Maintenance of Office Equipment (Model 1500 printing system July to Dec. 1980)	$1,600.	-
A/C 30047 - New Equipment - Rental of automatic printing system	-	$1,600.

- and -

(B) the service contract with Mills Office Supplies Limited for the 1500 system: 675 copier, Serial #483507, 369 offset, Serial #228, and 167 Converter, Serial #587002, in the amount of $1,600.00 for the period July 1st, 1980 to January 1st, 1981, be approved.

(Note: January 1 to July 1, 1980 - $1,525.00)

CARRIED

) Moved by Ald. Timmins,
Seconded by Ald. Bishop,

That Clause 21, Report No. 70 of the Chief Administrative Officer, now known as Clause 5(B), Report No. 74 of the Chief Administrative Officer, as follows, be lifted from the Table and considered.

CARRIED

REPORTS (Cont'd)

Report No. 74 - Chief Administrative Officer

5. (B) That, as recommended by the City Solicitor, a quit claim deed to Canada Mortgage and Housing Corporation for the City's interest in Lot 77, Registered Plan No. 1088, being described as Parts 1 to 9, Reference Plan 13R-403 and known as 330-334 Sydenham Street is hereby authorized to be executed by the Mayor and City Clerk in order to release C.M.H.C. from an agreement with the former owner of this property as its conditions are completed.

(Note: A copy of the Report of the City Solicitor is attached as Schedule 'D' - 1 page)

CARRIED 14:1
Ald. McArthur opposed

6. WHEREAS the City of Kingston offered $3,000.00 to the Estate of Leo P. Hickey to purchase its property at 1155 King Street West and Mr. Donald B. Good, Solicitor for the Estate, has now by letter dated August 20, 1980, accepted the City's offer;

THAT the purchase of the property of the Estate of Leo P. Hickey known as 1155 King Street West, for the sum of $3,000.00 is hereby authorized, and to be charged to appropriation No. 3046, "Contribution from Current Revenue - Auld Subdivision".

(Note: a) Sufficient funds are available for this purchase plus costs to demolish the building on the property which has an outstanding Property Standards Repair Order against it.

b) The property was appraised in 1979 for $2,500. which, in the future, would be the basis of Conservation Authority purchase of this land from the City.)

CARRIED

7. That the Cataraqui Region Conservation Authority be notified the City of Kingston has no objections to continuing to rent 33 Auld Street to the former owners for a period ending July 31, 1981, with it being suggested to the Authority that the rental received be used to pay for costs of demolition of the building in August of 1981.

CARRIED

Ald. Lampropoulos declared a conflict of interest in Clauses 8 since he employed by the Frontenac County Board of Education.

8.(A) That the REVISED Report of the City Clerk, attached as Schedule 'E', 4 Pages, on the Notice of the Clerk of the County of Frontenac as to revised numbers of Trustees, 6 instead of 7, to be elected to the Frontenac County Board of Education by the Public School Electors of the City of Kingston in 1980 be considered.

(Note: A copy of the Report of the City Clerk is attached as Schedule "E" - 4 Pages)

CARRIED
Ald. Lampropoulos abstained from vot

REPORTS (Cont'd)

Report No. 74 - Chief Administrative Officer

(B) Moved by Ald. Tarnowecky,
Seconded by Ald. McArthur,

That the Ward System for election of Trustees to the Frontenac County Board of Education by the public school electors of the City of Kingston be retained.

CARRIED
Ald. Lampropoulos abstained from voting

(C) Moved by Ald. Hawkins,
Seconded by Ald. Miller,

That one trustee be elected to the Frontenac County Board of Education by the public school electors from the combined wards of St. Lawrence and Cataraqui and one trustee be elected from each of the remaining 5 wards.

TABLED
(See following motion to table)

(D) Moved by Ald. Tarnowecky,
Seconded by Ald. Webb,

That Motion 8.(C) of Ald. Hawkins and Ald. Miller be tabled in order to determine the comparative number of public schools in each ward of the City and the land area of each of the City's wards.

CARRIED 13:1
Ald. Hawkins opposed
Ald. Lampropoulos abstained from voting

Mr. Cousens withdrew at 9:05 p.m. and returned at 9:15 p.m.

9. That, as recommended by the Commissioner of Works, a by-law be presented to Council to authorize the reconstruction of the pavements on the streets listed on Schedule 'A' to Schedule 'F' attached hereto, at a total estimated cost of $121,000.00 less anticipated M.T.C. subsidy of $56,700.00, being $64,300.00 as a charge against the General Rate,

- and -

that the following transfer of funds in the 1980 Capital Budget be approved in order to provide a total quota of $64,300.00:

	Increase	Decrease
General Rate - Roads, Misc.	$15,300.	-
Local Improvement - Storm Sewers - Misc.	-	$15,300.

(Note: A copy of the Report of the Commissioner of Works is attached as Schedule "F" - 2 pages)

(See By-Law 2 : No. 80-195)

CARRIED

REPORTS (Cont'd)

Report No. 74 - Chief Administrative Officer

10. That, as recommended by the Commissioner of Works, a by-law be presented to Council to authorize the construction of a 200mm diameter sanitary sewer in Counter Street from 59.39m east of the centre line of Aberfoyle Road easterly 76.2m and service at a total estimated cost of $22,500.00 at the General Rate.

(Note: A copy of the Report of the Commissioner of Works is attached as Schedule "G" - 1 page)

(See By-Law 3 : No. 80-196)

CARRIED

Ald. McArthur declared a conflict of interest in Clause 11 as he is one of th petitioners referred to in the Report of the Commissioner.

11. That, as recommended by the Commissioner of Works:

(A) Since the improvement of the drainage problem in the area is needed it is hereby declared desirable that the following work be undertaken as a local improvement; and

(B) A by-law be presented to Council to authorize the reconstruction of a storm sewer in Wellington Street from Bay Street to Barrack Street and the construction of a storm sewer in Ordnance Street from Wellington Street westerly 11.58m under the provisions of Section 8 of *The Local Improvement Act* -

Total Estimated Cost	$127,000.00
Owners' share	2,262.60
Anticipated M.T.C. subsidy	48,895.00
City's share	75,842.40
Debenture amount	78,105.00

(Note: A copy of the Report of the Commissioner of Works is attached as Schedule "H" - 1 page)

(See By-Law 4 : No. 80-197)

CARRIED
Ald. McArthur abstained from voting

REPORTS (Cont'd)

Report No. 74 - Chief Administrative Officer

12. That, as recommended by the Traffic, Streets and Parking Administrator, a by-law be presented to Council for THREE READINGS on September 8, 1980, to temporarily close portions of Bath Road, Palace Road, Park Street, College Street, Carruthers Street, Regent Street, Mack Street and Brock Street on Sunday, September 14, 1980, between 9:30 a.m. and 10:30 a.m. for Community purposes in order to permit the Kingston Gospel Temple to conduct a children's Sunday School Parade.

(Note: A copy of the report of the Traffic, Streets and Parking Administrator is attached as Schedule "I" - 2 pages)

(See By-Law 6 : No. 80-199)

CARRIED

Ald. Clements withdrew at 9:15 p.m. and returned at 9:20 p.m.
Ald. Timmins withdrew at 9:15 p.m. and returned at 9:22 p.m.
Ald. Knapp withdrew at 9:20 p.m. and returned at 9:23 p.m.
Ald. Clements withdrew at 9:23 p.m. and returned at 9:25 p.m.

Ald. McArthur declared a conflict of interest in Clause 13 as he holds a second-hand dealer's license.

13. That, as recommended by the Board of Commissioners of Police of the City of Kingston, a by-law be presented to Council to authorize a Petition to the Honourable the Lieutenant Governor and the Legislative Assembly of Ontario for a Private Bill to transfer the jurisdiction to license, regulate and govern taxi-cab owners and drivers, carters and second-hand dealers, from the Board of Commissioners of Police of the City of Kingston to the Council of The Corporation of the City of Kingston in the general form attached hereto as pages 2 and 3 of Schedule "J", subject to any changes required by the City Solicitor, to obtain the objects and purposes listed as follows:

1. Notwithstanding the existing power of the Board to enact by-laws in respect of licencing and regulating certain trades pursuant to The Municipal Act, the primary obligation of Boards of Commissioners of Police is the administration of the City of Kingston Police Force.

REPORTS (Cont'd)

Report No. 74 - Chief Administrative Officer

13. (Cont'd)

2. The population of the City of Kingston may be better served by the creation of a separate licencing commission established by the Council of the Corporation which will have greater efficiency and better administration, it being composed of persons with the required technical knowledge in the different trades and businesses.

3. To transfer the legislative jurisdiction to the Council, it being a wholly elected body.

- and -

that the advertising, payment of fees and other acts and things that may be necessary to be done are hereby authorized.

(Note: A copy of the Report of the Chief Administrative Officer is attached hereto as Schedule "J" - 3 pages)

(See By-Law 5: No. 80-198)

CARRIED AS AMENDED
Ald. McArthur abstained fron

14. That, as recommended by the City Treasurer, a by-law be presented to Council on September 15, 1980, for Three Readings, to amend "By-Law No. 1, 1979, 'A By-law to Regulate Council Procedures'" by deleting paragraph 1 of Section 56 and substituting therefor a new paragraph 1 as detailed on Page 3 of Schedule "K" attached hereto to provide for revised purchasing procedures.

(Note: A copy of the Report of the Chief Administrative Officer is attached as Schedule "K" - 4 pages. By-Law No. 1 provides that notice of an amendment must be given before the By-Law is amended.)

CARRIED

15. That, as recommended by the City Solicitor, the consent of The Corporation of the City of Kingston is hereby given to the granting of an order vacating the certificate of *lis pendens* registered on the 27th day of March, 1879, by the Kingston Street Railway Company against the title to the property known as 49 Pembroke Street.

(Note: A copy of the Report of the City Solicitor is attached as Schedule "L" - 5 pages)

CARRIED

REPORTS (Cont'd)

Report No. 74 - Chief Administrative Officer

16.(A) Moved by Ald. Gorham,
Seconded by Ald. McArthur,

That the Report of the Chief Administrative Officer, attached as Schedule "M", on the purchase of the property of Kingston Azores Soccer Club at 428A Barrie Street, under the Neighbourhood Improvement Program, be considered.

CARRIED
See following motion to table Clause 16(A) which was lost

16.(B) Moved by Ald. Gorham,
Seconded by Ald. McArthur,

That consideration of clause 16.(A) be tabled for one week in order that council can be provided with further information.

LOST 7:8
See following motion

16.(C) Moved by Ald. Webb,
Seconded by Ald. Timmins,

That the property of the Kingston Azores Soccer Club at 428A Barrie Street be purchased by the City for $32,000. and that the funds, if possible, be obtained through the Neighbourhood Improvement Program or by transfer of funds from "Finance - Contingencies".

CARRIED 10:5
(See recorded vote)

Ald. Webb requested a recorded vote on Clause 16.(C) which was as follows:

YEAS: Mayor Keyes, Ald. Bishop, Ald. Clements, Ald. Gerretsen, Ald. Gorham, Ald. Matthews, Ald. Miller, Ald. Timmins, Ald. Webb, Ald. Tarnowecky (10)

NAYS: Ald. Clark, Ald. Hawkins, Ald. Knapp, Ald. Lampropoulos, Ald. McArthur (5)

REPORTS (Cont'd)

Report No. 74 - Chief Administrative Officer

17. That, as recommended by the Commissioner of Works, Contract 80-2W with D.A. Foley Ltd. for storm sewer in Clarence Street from Ontario Street easterly be amended:

a) to reduce item 130(A) (ii) from 355 l.f. to 108 l.f. of 33" diameter concrete pipe C-76 Class III reinforced concrete pipe at $95.00 per l.f. and,

b) to add item 130(C) (i) Supply and Install, including bedding, 247 l.f. of 42" diameter 12 gauge fully asphalt coated corrugated steel pipe as per C.S.P.I. specifications designation 501-74 at $104.20 per l.f.,

resulting in net change that increases the contract amount by $2272.40,

- and -

That the Mayor and City Clerk be authorized to execute the necessary ame agreement.

(Note: A copy of the Report of the Commissioner of Works is attached as Schedule "N", 1 page)

CARRIED

18. That, as recommended by the Commissioner of Works, By-Law No. 80-20, "A to Authorize the Construction of a Storm Sewer in Clarence Street from O Street Easterly 107.59 m, including in the City's Share a Sanitary Sewer Service, under the Provisions of Section 7 of the Local Improvement Act (Petition)", as amended, be further amended to provide for increased cos follows:

	Present Cost as per By-Law No. 80-20 as Amended by By-Law No. 80-129	Proposed Cost
Total Cost	$40,871.20	$43,143.60
Owner's share (fixed rate)	925.79	925.79
City's share	23,910.21	28,207.21
Anticipated MTC subsidy	16,035.20	14,010.60
Debenture amount	24,836.00	29,133.00

- and further -

That the Capital Budget be further amended as follows to provide for a t quota of $29,133.00:

REPORTS (Cont'd)

Report No. 74 - Chief Administrative Officer

18. (Cont'd)

	Increase	Decrease
Storm Sewer in Clarence St.	$4,297.	
Local Improvement Storm Sewers Misc.		$4,297.

(Note: A copy of the report of the Commissioner of Works is attached hereto as Schedule "O", 1 page)

See By-Law 9: 80-201

CARRIED

Respectfully submitted,

R.J. Hamilton
Chief Administrative Officer

Schedule 'A' to Report No. 74
(Page 1)

SEP 2 198

Memo to: Mr. R.J.Hamilton, Chief Administrative Officer

Date: September 3, 1980

Subject: Tender for Road, Sanitary Sewer and Watermain construction in Street "X" - Contract 80/10W

Origin: Public Works Department

Analysis: Five tenders were received for the above described work and are summarized below -

Hemlock Construction	$45,997.98
McGinnis & O'Connor Ltd	47,693.44
Gordon Barr Ltd	51,963.00
Bennett Paving & Materials Ltd	52,991.80
Donald A.Foley Ltd	57,165.00

Hemlock's tender is the lowest in total, also lowest in sanitary sewer and watermain. His road price is slightly higher than Bennett Paving and McGinnis & O'Connor. #

Existing Policy: The lowest tender is normally accepted unless there is justification for doing otherwise.

Financial: Adequate funds are available in these three by-laws.

Recommendation: That the tender of Hemlock Construction, in the amount of $45,997.98, for the construction of sanitary sewer, watermain and asphalt pavement in Street "X" be accepted being the lowest tender received, subject to approval of the Public Utilities Commission.

pl/gg

D.Grahamm, P.Eng
Commissioner of Works

# = Hemlock Construction have completed large projects involving sewer, water, and roads for the Township of Kingston and the Town of Napanee. Both are most satisfied with the Contractor's work.

Schedule 'B' to Report No. 74
(Page 1)

SEP 2 1980

Memo to Mr. R.J.Hamilton, Chief Administrative Officer

Date August 29, 1980

Subject Release of holdback - Contract 79/1W - J.Sousa

Origin Public Works Department

Analysis A holdback was retained for a low test of concrete strength for a sidewalk in Bath Road from Queen Mary Road westerly.

Inspection had been carried out recently and it is reported that this section has shown no deficiency through the winter's freeze/thaw conditions.

Existing Policy Council approves release of holdbacks.

Financial A holdback of $1100.00 was retained as one concrete test was below that specified.

Recommendation That, since the concrete sidewalk with a test below the specified strength has shown no sign of deficiency through the winter, Council authorize the release of the holdback, in the amount of $1100.00, to J.Sousa Contractor Ltd.

pl/gg

D.Graham, P.Eng
Commissioner of Works

Schedule 'C' to Report No. 74
(Page 1)

SEP

Memo to	Mr. R.J.Hamilton, Chief Administrative Officer
Date	September 3, 1980
Subject	Clarence St pavement Ontario St easterly
Origin	Council has directed that the cobblestones be preserved.
Analysis	The approved By-law #80-19 provides for the reconstruction of the pavement using asphalt. It is proposed that the existing cobblestones be used to provide a cobblestone surface over the easterly 18.3m of the street. An amendment to the description will be necessary. Mr. T. Wyatt of Paron Construction has expressed his willingness to sign a petition revised to descri the cobblestone location on the understanding that his development will not have additional cost as a result of the change. The cobblestone are along the Paron frontage and do not affect the other owner, the RCHA Club. The latter have shown an interest in preserving things of historical significance.
Financial	The additional cost to preserve the cobblestones is estimated to be $8,000.00. It is proposed that this be provided from Finance Contingencies since no assistance is available from either the the Ministry of Culture or the Ontario Heritage Foundation or the Kingston Historical Society, leaving the debenture funding and the owners' share under the by-law unchanged.
Recommendation	That, since Council considers the preservation of the cobblestone pavement in Clarence St desirabl for the enjoyment of future generations, the description in By-law #80-19 be amended to read "to reconstruct with asphalt the pavement in Clarence St from Ontario St easterly 69.2m and with cobblestones from 69.2m east of Ontario St easterly 18.3m" under the provisions of Section 7 of the Local Improvement Act, the additional cos of preserving the cobblestone road in the estima amount of $8,000.00 being financed by the City f current revenue, - and - that $8,000.00 be transferred from Finance Contingencies to 314-85 - Roadways.

DG/gg

D.Graham, P.Eng
Commissioner of Works

Schedule "D" to Report No. 74
(Page 1)

AUG 2 1 1980

Office of the
City Solicitor
Our Ref: 80-883

MEMORANDUM

TO: R.J. Hamilton
Chief Administrative Officer

FROM: Norman C. Jackson
City Solicitor

DATE: August 20, 1980

RE: 330-334 Sydenham Street

On August 25, 1975 City Council passed By-law 8532 uthorizing the execution of an agreement between the City and John VanDuinen in respect of property known municipally as 30-334 Sydenham Street. This property was the subject of an pplication to the Committee of Adjustment of the City to permit variance from the requirements of the then zoning By-law 3077, hich was to permit an increase in the number of units from to 6 in the apartment building. The agreement required site lan approval.

Canada Mortgage and Housing Corporation have now taken ver the property and have asked the City whether it is satisfied hat the provisions of the agreement have been completed, and hether the agreement can be released. The Planning Department as confirmed that a site plan was submitted and approved by the ity and the Building Inspector has confirmed that the site plan as adhered to. The original agreement which required site plan pproval and required no further subdivision of the land xcept an application by way of Section 29 of The Planning Act, as, in fact, been superseded by the provisions of Section 35(a) The Planning Act.

I would therefore recommend that this agreement be released the City and that the enclosed Quit Claim Deed be executed by e Mayor and City Clerk.

Norman C. Jackson
City Solicitor

J/nr
cl.

Schedule "E" to Report No. 74
(Page 1)

CORPORATION OF THE
CITY OF KINGSTON

OFFICE OF THE
City Clerk

CITY H
KINGSTO
K7L 2Z3
(613) 54

File No. 5-2

MEMORANDUM

TO: Mayor Keyes and Aldermen.

FROM: M. C. Healy,
City Clerk.

DATE: September 2, 1980/Revised September 4, 1980.

RE: Determination of City Members of the Frontenac County Board of Education.

ORIGIN:

Council Communication 579 from the Clerk of the County of Frontenac notifying of the new elected composition of the Frontenac County Board of Education for the 1980 Election.

ANALYSIS:

The 1980 Composition of the Frontenac County Board of Education basically changes only the number of Trustees to be elected by Public School Electors in the City and in the County as follows:

	No. of Members Elected by Public School Electors	
	1978	1980
City	7 *(One trustee per ward)*	6 *(To be determined)*
County	8	9

(By individual and by groups of municipalit which does not affect the City.)

The question now before the City is, "How are the City's 6 Trustees to be elected?".

Prior to 1978, there were 8 or more Trustees and the Trustees elected by the Public School Electors of the City of Kingston were elected by a general vote of all Public School Electors.

In the 1978 election, when there were only 7 Trustees to be elected, By-Law No. 9204, "A By-Law to Provide for the Electio of Members of the Frontenac County Board of Education and of the Frontenac-Lennox and Addington County Roman Catholic Separate School Board by the School Electors of the City of Kingston Areas", was passed providing for the election of one Trustee per ward.

Cont'd.../2

Schedule "E" to Report No. 74
(Page 2)

ALTERNATIVES:

The alternatives before Council, as I see them, are:

1) Revert to the election of the 6 Trustees by general vote of all the Public School Electors in the City;

- OR -

2) Provide for the election of the 6 Trustees on the basis of 1 Trustee for each of five wards and 1 Trustee from a combination of two wards.

In order to consider this alternative the following tables of information are submitted:

Table 1 POPULATION

Ward	1978 Population*	1978 Public School Supporters Including Children*	1978 Public School Electors**
Sydenham (1)	6,899	6,399	8,009
Ontario (2)	6,454	5,479	4,733
St. Lawrence (3)	4,979	3,725	3,595
Cataraqui (4)	11,286	8,093	5,352
Frontenac (5)	6,440	4,894	4,672
Rideau (6)	12,132	9,450	5,901
Victoria (7)	11,974	10,037	6,913
TOTALS	60,164	48,077	39,203

* = from Population CENSUS REPORT

** = from 1978 Voters List

(Note: 1979 Ward Population information not supplied in 1979 by Assessment Office.

1980 Ward Population information to be available in October, 1980.)

Table 2 POSSIBLE COMBINATIONS OF ADJOINING WARDS

	Public School Electors
(1) Sydenham	8,009
+ Ontario	4,733
TOTAL	12,742
(2) Sydenham	8,009
+ St. Lawrence	3,595
TOTAL	11,604
(3) Sydenham	8,009
+ Victoria	6,913
TOTAL	14,922
(4) Ontario	4,733
+ St. Lawrence	3,595
TOTAL	8,328

Schedule "E" to Report No. 74
(Page 3)

Table 2 (cont'd) POSSIBLE COMBINATIONS OF ADJOINING WARDS

		Public School Electors
(5)	Ontario	4,733
	+ Frontenac	4,672
	TOTAL	9,405
(6)	Ontario	4,733
	+ Rideau	5,901
	TOTAL	10,634
(7)	St. Lawrence	3,595
	+ Cataraqui	5,352
	TOTAL	8,947
(8)	St. Lawrence	3,595
	+ Frontenac	4,672
	TOTAL	8,267
(9)	Cataraqui	5,352
	+ Frontenac	4,672
	TOTAL	10,024
(10)	Frontenac	4,672
	+ Rideau	5,901
	TOTAL	10,573
(11)	Rideau	5,901
	+ Victoria	6,913
	TOTAL	12,814
(12)	Victoria	6,913
	+ Ontario	4,733
	TOTAL	11,646

RECOMMENDATION:

My personal recommendation would be to revert to the election of Trustees to the Frontenac County Board of Education by the General Vote of all Public School Electors in the City.

However, if ward representation is more desirable to the members of Council it would appear that a combination of the following wards might be considered:

		Public School Electors
(A)	Ontario	4,733
	+ St. Lawrence	3,595
	TOTAL	8,328

- OR -

(B)	St. Lawrence	3,595
	+ Cataraqui	5.352
	TOTAL	8,947

since these areas appear more contiguous than the combination of St. Lawrence and Frontenac Wards (8,267).

Schedule "E" to Report No.74
(Page 4)

RECOMMENDATIONS (cont'd)

Please note that October 1, 1980, is the deadline for passing a by-law to provide for revised election of the Public School Trustees. For election office purposes and nomination purposes, a decision is needed as soon as possible.

My apologies are extended to members of Council for using Public School Population figures instead of Public School Electors in my Report of September 2, 1980.

Respectfully Submitted,

M. C. Healy,
City Clerk.

is

Schedule 'F' to Report No. 74
(Page 1)

SEP 3 19

Memo to Mr R.J. Hamilton, Chief Administrative Officer

Date September 3, 1980

Subject 1980 General Rate Paving Program

Origin Public Works Department

Analysis The 1980 Public Works Capital Budget includes an allotment of $49,000.00 in debenture funds for General Rate road reconstruction. This report presents a schedule of projects recommended for the program (Schedule "A" attached).

Existing Policy To select streets on the basis of their condition in relation to the amount of vehicular traffic.

Financial The 1980 Capital Budget includes $49,000.00 for this program. A budget transfer will be necessar

Recommendation That a by-law be presented to Council to authoriz the reconstruction of the pavements on the streets listed on Schedule "A" at a total estimated cost of $121,000.00 less anticipated M.T.C. subsidy of $56,700.00, being $64,300.00 as a charge against the General Rate, and that the following transfer of funds in the 1980 Capital Budget be approved -

	Increase	Decrease
General Rate - Roads - Misc.	$15,300.	
Local Improvement - Storm Sewers - Misc.		$15,300.

DG/gg

D.Graham, P.Eng
Commissioner of Works

Scheedule "A"

Proposed 1980 General Rate Paving Program

Street	From	To	Total Est. Cost	Debenture Amount	Remarks
Vine	All		$23,000.	$13,600.	Includes walk on both sides
Ellice	All		14,000.	7,700	Includes walk on north side
Johnson	Division	Barrie	28,000.	14,000.	South half
Mack	Frontenance	Albert	32,000.	17,000.	Curb and gutter on south side. Walk on north side
Cherry	Pine	northerly 90m	15,000.	7,500.	
Yonge	north bound lane at centre island		9,000.	4,500.	
			$121,000.	$64,300.	
		Some Supplementary Streets			
Redan	All		$17,200.	$8,600.	
Palace	Brock	Johnson	37,000.	18,500.	
King	Collingwood	Beverly	32,500.	16,300.	

Schedule 'G' to Report No. 74
(Page 1)

SEP 1980

Memo to	Mr. R.J.Hamilton, Chief Administrative Officer
Date	September 4, 1980
Subject	Construction of a 200mm diameter sanitary sewer in Counter St from 56.39m east of centre line of Aberfoyle Road easterly 76.2m and service.
Origin	Public Works Department
Analysis	With the considerable amount of fill we placed on the corner lot at the intersection of Counter St and Street "X", it is more attractive to buyers. If services are available the lot can be sold whenever there is an interested buyer. Unde Contract 80/10W for Street "X" a water service will be installed from Street "X" watermain. It is desirable to serve it with a sanitary sewer.
Financial	Funds are available for this work in the 1980 Capital Budget - General Rate Sanitary Sewers.
Recommendation	That a general rate by-law be presented to Council to authorize the construction of a 200mm diameter sanitiry sewer in Counter St from 56.39m east of centre line of Aberfoyle Road easterly 76,2m and service.

Total Estimated cost $22,500.00

DG

D.Graham, P.Eng
Commissioner of Works

pl/gg

Schedule 'H' to Report No. 74
(Page 1)

SEP 3 1980

Memo to Mr. R.J.Hamilton, Chief Administrative Officer

Date August 28, 1980

Subject Reconstruction of a storm sewer in Wellington St from Barrack St to Bay St, and the construction of a storm sewer in Ordnance St from Wellington St westerly 11.58m.

Origin Public Works Department.

Analysis The subject work is in an area where the land is low and very flat. Drainage in this area is always a problem and it is the cause of the failure of the road base. It is anticipated that the O.H.I.P. building is scheduled to start in the spring. To keep our construction in pace, we have to build the storm sewer first and the pavement afterward. A By-law for the above said work is necessary. The outlet for the storm sewer has adequate capacity.

Owners involved in this work have been approached. Only four signed the petition and seven refused. There are 14 owners in all; there is no hope of obtaining sufficient signatures. It will be necessary to proceed under Section 8 of the Local Improvement Act.

Existing Policy Storm sewers are constructed or reconstructed under the Local Improvement Act and the owners are charged a fixed rate of $9.84252 per meter frontage ($3.00/ft).

Financial Adequate funds are available in the 1980 Capital Budget for the project.

Recommendation That, since the improvement of the drainage problem in the area is badly needed, a by-law be presented to Council to authorize the reconstruction of a storm sewer in Wellington St from Bay St to Barrack St and the construction of a storm sewer in Ordnance St from Wellington St westerly 11.58m under Section 8 of the Local Improvement Act -

Total Estimated Cost	$127,000.00
Owners' share	2,262.60
Anticipated M.T.C. subsidy	48,895.00
City's share	75,842.40
Debenture amount	78,105.00

DG/gg

D.Graham, P.Eng
Commissioner of Works

Schedule 'I' to Report No. 74
(Page 1)

REPORT

TO: R. J. Hamilton,
Chief Administrative Officer

FROM: K. G. Linseman, Administrator
Traffic, Streets and Parking

DATE: September 4, 1980

SUBJECT: PARADE - Kingston Gospel Temple

ORIGIN: Request from the Kingston Gospel Temple to conduct a children's Sunday School parade on Sunday, September 14, 1980, starting at 9:30 a.r

ANALYSIS:

1) The proposed parade route is to leave from the Canadian Tire Parking Lot on Bath Road, souther to Palace Road, proceed on Palace Road southerl to Park Street, easterly on Park Street to Coll Street, southerly on College Street to Carruthe Street, easterly on Carruthers Street to Regent Street, southerly on Regent Street to Mack Stre easterly on Mack Street to Macdonnell Street an southerly on Macdonnell Street to Brock Street, finishing at the Kingston Gospel Temple at approximately 10:30 a.m.

2) The parade will take place on Sunday morning wh the traffic is light.

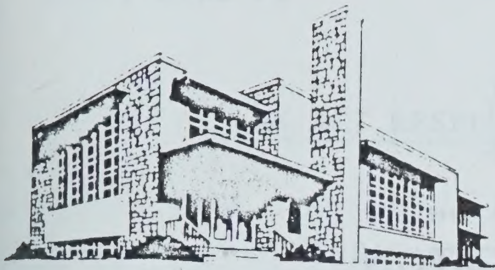
RECOMMENDATION: That permission be granted to the Kingston Gosp Temple to conduct a children's Sunday School parade on Sunday, September 14, 1980, commencin at 9:30 a m. on Bath Road, Palace Road, Park Street, College Street, Carruthers Street, Rege Street, Mack Street, Macdonnell Street and Broc Street.

K. G. Linseman

K. G. Linseman, M.Sc., P. Eng.
Administrator

/c

Schedule 'I' to Report No. 74
(Page 2)



REV. GLEN R. PITTS - PASTOR

Kingston Gospel Temple

P.O. Box 462
Brock St. at MacDonnell, Kingston, Ont. K7L 4W5
546-7964 548-3855

Aug. 26, 1980

r Mr. Kinsman

Sunday School parade and approval by City Council

e the Sunday School of Kingston Gospel Temple would like to a Sunday School parade on Sunday September fourteenth at n until 10:30 a.m. The actual parade however will take approxim. forty minutes. Our purpose is mainly a means of outreach hildren within the area and to invite them to Sunday School and prepare for our fall children's program. The selected route m Canadian Tire parking lot down Palace Rd to Park st. Turn st. to College st. Then over to Carruthers and into Regent St. Turn l to Macdonald. Turn [illegible] to Mack ave onto MacDonnell and nuing over Brock to Kingston Gospel Temple.

I trust the above is adequate enough information for you to reach sion and would appreciate immediate notification of the Council's t regarding the matter.

Thank you very much for your time and consideration of this s.

Sincerely

Youth Pastor

THE HOME OF LIFE TELECAST

Schedule "J" to Report No. 74
(Page 1)

CORPORATION OF THE
CITY OF KINGSTON
OFFICE OF THE Chief Administrative Officer

CITY HALL
KINGSTON, ONTAR
K7L 2Z3
(613) 546-4291

Our Ref. No. 21-3.8

September 4, 198

MEMORANDUM

TO: MAYOR KEYES AND MEMBERS OF COUNCIL

FROM: Mr. R.J. Hamilton, C.A.O.

RE: DRAFT BILL - JURISDICTION TO LICENSE, REGULATE AND GOVERN OWNERS AND DRIVERS OF TAXI-CABS, CARTERS AND SECOND HAND DEALERS

We are forwarding herewith a proposed Draft Bi with reference to an Act respecting the City of Kingston having the jurisdiction to license, regulate and govern owners and drivers of taxi-cabs, carters and second hand dealers.

Council will recall that we forwarded this inf mation on August 1st for their comments and review prior to the matter being approved by Council and returned to Board of Police Commissioners.

We are therefore placing this matter on Counci for approval of the Draft Bill at this time.

R.J. Hamilton,
C.A.O.

RJH/sd
Encl.

DRAFT BILL Pr 1980

AN ACT RESPECTING THE CITY OF KINGSTON

WHEREAS the Board of Commissioners of Police of the City of Kingston presently have jurisdiction to licence, regulate and govern the owners and drivers of taxi-cabs, carters and second-hand dealers;

AND WHEREAS both the Board of Commissioners of Police of the City of Kingston and the Council of the Corporation of the City of Kingston wish to transfer the jurisdiction to licence, regulate and govern taxi-cab owners and drivers, carters and second-hand dealers, from the Board of Commissioners of Police of the City of Kingston to the Council of the Corporation of the City of Kingston;

AND WHEREAS the Corporation of the City of Kingston hereby applies for special legislation in respect of the matters hereinafter set forth;

AND WHEREAS it is expedient to grant the application;

THEREFORE, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario enacts as follows:

1. On and after the first day of January, 1981, the authority and power of Boards of Commissioners of Police under the Municipal Act to pass by-laws to licence the owners and drivers of taxi-cabs, carters and second-hand dealers, is hereby vested in the Council of the Corporation, including the authority in power of Boards of Commissioners of Police to regulate and govern such trades, callings, persons or things, and shall include the right to establish the rates or fares to be charged by the owners and drivers of such vehicles for the

Schedule "J" to Report No.74
(Page 3)

conveyance of goods or passengers, either wholly w
the municipality or to any point beyond its limits
for providing for the collection of such goods or
for limiting the number of cabs or other vehicles
used for hire, and for revoking any such licence.

(a) In this paragraph, dealers and second-hand goods
includes persons who go from house to house or alo
highways for the purpose of collecting, purchasing
obtaining second-hand goods.

(i) Second-hand goods includes waste paper, rags,
bones, bottles, bicycles, automobile tires, old me
and other scrap material and salvage.

(b) The fee to be paid for a second-hand dealer's lice
shall not exceed $20.00 for one year.

2. This Act comes into force on the day it receives Ro
Assent.

3. The short title of this Act is The City of Kingsto
Act, 1980.

Schedule "K" to Report No. 74
(Page 1)

CORPORATION OF THE
CITY OF KINGSTON
OFFICE OF THE Chief Administrative Officer

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

Our Ref. No. 21-6

September 4, 1980

MEMORANDUM

TO: MAYOR KEYES AND MEMBERS OF COUNCIL

FROM: Mr. R.J. Hamilton, C.A.O.

RE: PURCHASING PROCEDURE

We are forwarding herewith a memorandum from Mr. B.G. Cousens dealing with the Purchasing Procedure, as well as my memorandum dated August 15, 1980.

A number of the Department Heads have been contacted and they have essentially agreed to the suggestions outlined herein.

Council are aware that we have retained Mr. Plumley as Acting Purchasing Agent and we would recommend that this procedure be put into effect immediately and it can be reviewed at the end of that period in which Mr. Plumley is acting.

R.J. Hamilton,
C.A.O.

RJH/sd
Encl.

Schedule "K" to Report No 74
(Page 2)

CORPORATION OF THE
CITY OF KINGSTON
OFFICE OF THE Chief Administrative Officer

CITY HALL
KINGSTON ONTARIO
K7L 2Z3
(613) 546-4291

Our Ref. No. 21-6

August 15, 1980

MEMORANDUM

TO: MAYOR KEYES AND MEMBERS OF COUNCIL

FROM: Mr. R.J. Hamilton, C.A.O.

RE: PURCHASING PROCEDURE

We are forwarding herewith a memorandum recentl received from Mr. Cousens concerning Purchasing Procedures being planned by the City of Kingston.

This was referred to various Department Heads w have for the most part agreed with this kind of approach. The only questions or items that come to mind which we woul direct Council to consider, are as follows:

(i) The establishment of this new procedure wo greatly reduce the paper flow in the Purchasing Department, which Mr. Cousens states, could be in the neighbourhood of a 44% reduction in paper work and this would represent abou 4½% of the total dollar value of the purchases in the City or about $133,000.

(ii) The whole purpose to this exercise is necessary to see whether or not we can eliminate the need for a Buyer in this Department and save a salary of some $25,000. including fringe benefits.

We would suggest that City Council review the contents of this particular procedure and please contact my office with any input as quickly as possible, prior to our finally presenting it on the Council Agenda for adoption. This change is rather important and we would certainly soli input from the elected people prior to proceeding any furth

R.J. Hamilton,
C.A.O.

RJH/sd
Encl.

Schedule "K" to Report No. 74
(Page 3)

MEMORANDUM

TO: R.J. Hamilton,
C.A.O.

FROM: B.G. Cousens,
City Treasurer

DATE: July 23, 1980

RE: Purchasing Procedure

I have reduced the Treasury Department staff by three employees over the past three years. This is a reduction in staff of 10% for an annual savings at 1980 salary rates, including fringe benefits, of over $63,000. The staff reduction was made through change of procedures, data processing, and transfer of some work to the various departments.

The Director of Purchasing has taken early retirement and the buyer, Mr. Richard Plumley, has been appointed Acting Director of Purchasing. A unilateral decision has been made that we will not replace the buyer in the Purchasing section, which will reduce this section from 3 employees to 2, for a reduction in staff of 33%.

In order to try and get by with one less staff member, it will be necessary to cut back on the service provided to the various departments and boards.

I have analyzed the purchase orders issued for a portion of 1980 and based on the 1979 volume, if we discontinue issuing purchase orders for items under $100.00, we will reduce the number of purchase orders by approximately 44%. This represents about 4.5% of the dollar value of purchases made by the City or $133,000. While this action will reduce the workload for the Secretary, it will not significantly reduce the workload for the Director of Purchasing. The present workload of the Secretary has been such that we have had to bring in part-time help to cope with the volume of work.

In order to implement the foregoing, it is necessary to amend By-Law # 1 as follows:

Section 56, paragraph 1, which reads as follows:

"No purchase shall be made without a purchase order provided, however, that in the case of urgency, the Head of a Department may authorize proper purchases. Where such purchases are made without a purchase order, the Head of the Department concerned shall forthwith cause a requisition to be made, indicating the nature of the emergency, so that a confirming purchase order may be issued."

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(Page 4)

should be amended to read as follows:

"No purchase shall be made in excess of $100.00 without a purchas order, provided however, that in the case of urgency, the Head of a Department may authorize proper purchases. Where such purchase are made without a purchase order, the Head of the Department concerned shall forthwith cause a requisition to be made, indicating the nature of the emergency, so that a confirming purchase order may be issued.

Purchasing shall upon receipt of the Purchase Requisition, take the following steps:

1. For items already received by the requisitioning department and where the cost is less than $100.00, no purchase order shall be issued. However, the invoice and requisition will be checked, authorized and forwarded to the Treasury Department for payment.
2. For items already received by the requisitioning department and where the items are covered by a blanket order, Purchasing shall note the blanket order number on the requisition, check the price, quantity and quality, authorize and forward to the Treasury Department for payment.

Notwithstanding the foregoing, purchase orders shall be issued for all advertising and for those items where the purchase order initiates the purchase, even though the amount is under $100.00."

If the foregoing action does not enable us to operate with one less staff member, we will have to consider other alternatives, such as requiring the various departments and boards to obtain the three quotations for items costing between $100. and $500. rather than purchasing. While this action would cut down the workload in purchasing, it will shift it to other departments and would get us away from the principle of centralized purchasing, as similar orders from different departments would not be pooled. It will also put extra work on our foremen and supervisory personnel, who should be supervisors and not purchasing agents.

There is also the possibility of departments splitting orders in order to stay under the $100. and bypassing purchasing.

I would appreciate it if this report could be circulated to the various Department Heads for their comments, prior to submission to Council.

BGC/jt

B.G. Cousens
City Treasurer

C.C. - Mr. R. Plumley
Acting Director of Purchasing

Office of the
City Solicitor
Our Ref: 80-901

SEP 3 1980

MEMORANDUM

TO: Mr. R.J. Hamilton
Chief Administrative Officer

FROM: Mr. Norman C. Jackson
City Solicitor

DATE: September 3rd, 1980

RE: Notice of Motion in the Ontario Supreme Court

Several months ago it was brought to my attention that a lefect in the title of property at premises known municipally as 49 Pembroke Street in the City of Kingston existed and that the ıssistance of the City of Kingston might be required.

A lis pendens is registered on the title to this property ınd has been since 1879. The lis pendens was registered by the Kingston Street Railway Company. The solicitor for the purchaser of his property has asked that the lis pendens be vacated and a Motion s being brought on September 11, 1980 in the Supreme Court to do so. previously reviewed the history of the Kingston Street Railway ompany with the City Clerk who provided a brief history of it which ndicates that it was bought by a group of Kingstonians in 1906 nd was continued until 1934 by the Kingston, Portsmouth and ataraqui Electric Railway Company. At that time the City of ingston had an opportunity to acquire the company but had refused o do so and the company did not resume operations. Because of the ime that has passed since the registration of the lis pendens in 879 it has been difficult to determine the purpose of it, although lis pendens usually indicates a notice that an action may be ending. In this case it would appear that $29.80 may have been wing one hundred years ago. However, as the City of Kingston has o direct relationship to the Kingston Street Railway Company hrough the records provided by the City Clerk I would recommend hat we now consent to the vacating of the lis pendens. Moreover, ıe Statute of Limitations would not permit an action to be brought fter such a long period of time.

In conclusion, it would be my recommendation that the ity of Kingston consent to the vacating of the lis pendens based n the above-noted considerations. I include herewith a copy of ıe Notice of Motion and Affidavit served on me this date and would ıggest that it be placed on the Council agenda for the purpose of ıe passing of a resolution to confirm the City's position.

NJackson

Norman C. Jackson
City Solicitor

J/nr
cl.

Schedule "L" to Report No. 74
(Page 2)

IN THE SUPREME COURT OF ONTARIO

BETWEEN:

KINGSTON STREET RAILWAY COMPANY

Plaintiff

-and-

GEORGE D. MORSE

Defendant

NOTICE OF MOTION

TAKE NOTICE that an application will be made on behalf of MARGARET CHRISTENA McKEE, the owner of the subject premises, before the presiding Judge in Chambers at Kingston on Thursday, the 11th day of September, 1980, at 9:30 o' in the forenoon, or so soon thereafter as the application can be heard, for an order vacating the certificate of lis pendens registered on the 27th day of March, 1879, or for such other order as seems just.

AND TAKE NOTICE that in support of such applicatio will be read the affidavit of H. Gordon Mylks, of the law firm of Mylks & Olson, the pleadings and proceedings in this action, and such further and other material as counsel may advise.

DATED at Amherstview, this 3rd day of September,

MYLKS & OLSON
15 Sherwood Avenue
Amherstview, Ontario

Solicitors for Margaret
Christena McKee

TO: CORPORATION OF THE CITY OF KINGSTON

IN THE SUPREME COURT OF ONTARIO

BETWEEN:

KINGSTON STREET RAILWAY COMPANY

Plaintiff

-and-

GEORGE D. MORSE

Defendant

AFFIDAVIT

I, H. GORDON MYLKS, of the Township of Ernestown, in the County of Lennox and Addington, and Province of Ontario, MAKE OATH AND SAY as follows:

1. I am a solicitor practising in the Township of Ernestown, in the County of Lennox and Addington, and as such have knowledge of the matters hereinafter deposed to.

2. In the course of business I received a letter of requisitions with respect to the title of a property owned by my client, MARGARET CHRISTENA McKEE, and being sold by my client as of the 30th day of May, 1979.

3. Requisition No. 3 pointed out that due to inadvertence at the time when my client purchased the property in 1947, the solicitor who represented my client at the time failed to obtain a discharge of a lis pendens which had been registered against the property, and still remains registered against the property since 1879.

4. That, notwithstanding the fact that no action could be brought by virtue of the said lis pendens as a result of the Statute of Limitations, the solicitor for the purchaser and myself think it advisable that the lis pendens be removed from the title of the subject lands by order of this Honourable Court.

. . . . /2

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(Page 4)

- 2 -

5. Attached as Exhibit "A" to this my Affidavit is a summary of the Corporation of the City of Kingston of the history of Kingston Street Railway Company, and I verily believe that the Corporation of the City of Kingston would be the only persons interested in this claim, and they have been served accordingly.

This Affidavit is made in support of an application for an Order vacating the lis pendens referred to above.

SWORN before me at the Township)
of Ernestown, in the County of)
Lennox and Addington, this)
day of 1980.)

A Commissioner, etc.)

H. GORDON MYLKS

Affidavit of H. Gordon Mylks filed
on behalf of Margaret Christena McKee.

Schedule "L:"to Report No. 74
(Page 5)

EXHIBIT "A"

HISTORY OF KINGSTON STREET RAILWAY COMPANY

- The Kingston Street Railway Company was incorporated in 1876.
- The first horse-drawn cars were run on Princess Street on 1877 02 02.
- The system served Kingston from 1876 to 1893, at which time it was sold to Mr. B. W. Folger. The new company was called Kingston, Portsmouth and Cataraqui Electric Railway Company and began operation in September, 1893.
- The company was bought by a group of Kingstonians in 1906. The Kingston, Portsmouth and Cataraqui Electric Railway Company agreed to continue service until the end of its contract in 1934. However, on 1930 03 01 a fire broke out in the car barns, destroying the rolling stock of the company. The company's property was situated at Queen and King Streets where McGinnis and O'Connor Ltd. was located.
- The City had an opportunity to acquire the company for $5,500., but it refused, and the company did not resume operations.
- Shortly after the fire a new transportation system was organized by Colonial Coach Lines, and an agreement was first entered into on 1930 07 02 and again on 1936 11 13, and service began with seven buses. The new venture was named the Kingston City Coach Limited and began its operation in 1930.

This is Exhibit A referred to in the
affidavit of W. Gordon Myers.
SWORN before me at the Twp. of Kingston,
in the County of Lennox and Addington,
this 2 day of [illegible] 19[illegible]
A COMMR. S. C. O.

1980 01 29

Schedule "M" to Report No. 74
(Page 1)

CORPORATION OF THE
CITY OF KINGSTON
OFFICE OF THE Chief Administrative Officer

CITY HALL
KINGSTON ONTARIO
K7L 2Z3
(613) 546-4291

Our Ref. No. 8-3.16

September 4, 1980

MEMORANDUM

TO: MAYOR KEYES AND MEMBERS OF COUNCIL

FROM: Mr. R.J. Hamilton, C.A.O.

RE: KINGSTON AZORES SOCCER CLUB
428-A Barrie Street, Kingston

We are forwarding herewith a copy of a letter received recently from Mr. George Speal, acting on behalf of the Kingston Azores Soccer Club, concerning the proper they purchased at 428-A Barrie Street.

We have received a petition some time ago on behalf of the residence who were objecting to the use of this particular site as a recreational club.

Members of Council have commented about this pa ticular item and needless to say, there is some concern about the situation. It is our understanding that the members of the Club paid a sum of $32,000. for this site Mr. Speal is suggesting that the only fair and equitable method of resolving this problem, would be for the City o Kingston to purchase this property from the Kingston Azor Soccer Club.

We discussed this matter somewhat with Mr. Muir and other Department Heads concerning the use which could be made and whether or not this could in fact be paid for through the use of N.I.P. funds. The location is within the boundaries of the N.I.P. area and as such would only require approval of the Minister to qualify which may tak some time.

We have had some discussion with Mr. Fluhrer in particular, as to whether or not this could be used as a passive park area or any other use that could be made in future.

Finally, since we have access to N.I.P. funds at this time, it would be our recommendation that Council purchase the property from the Azores Soccer Club on the condition that we would receive approval from the Minister to use N.I.P. funds for this particular purchase.

R.J. Hamilton,
C.A.O.

Schedule "M" to Report No. 74
(Page 2)

Speal, Viner & Kennedy
Barristers Solicitors

SPEAL, Q.C.
. VINER, Q.C.
NNEDY
. HAUNTS

P.O. BOX 81
74 BROCK STREET
KINGSTON, ONTARIO K7L 4V6
TELEPHONE 613-544-5322

September 2, 1980

BY HAND

His Worship,
Mayor Kenneth Keyes,
City Hall,
216 Ontario Street,
KINGSTON, Ontario

Re: Kingston Azores Soccer Club
428-A Barrie Street

Dear Sir:

I am the solicitor for the Kingston Azores Soccer Club. This club was formed a few years ago by a group of citizens of this community of the Portuguese background. The purpose was to promote sportsmanship and fellowship amongst the youth of the Portuguese Community and at the same time, to provide a form of recreation for all the citizens of Kingston.

This club and its members searched the Kingston area for a clubhouse and when the church on Barrie Street became available, they contacted the City Officials, not only the Building Inspector's office, but also the Health Department and the Fire Department, to ensure that their wishes were in compliance with the by-laws of the City of Kingston. Only after having

. . . 2

Schedule "M" to Report No. 74
(Page 3)

received assurances from all concerned, did the members of this Portuguese Community enter into an agreement to purchase 428-A Barrie Street for the sum of $32,000.00. The executive of this community went to the bank and borrowed the money on their signatures, since of course, the club has no funds of its own.

The members of the Portuguese Community find it very disturbing that having complied with the by-laws of the City of Kingston, the Aldermen who enacted these same by-laws should now be raising their voices in anger, to prevent this club from coming into operation. My clients have been put to a great deal of expense in the assurances of being within the law, only to find that their rights are being taken away from them by the action of Council.

The use to which these premises would be put are no different than that which is seen at the Kingston Yacht Club, Polish Hall, Ukrainian Hall, Greek Hall and many other community oriented recreational premises. The only fair and equitable method of resolving this problem would be for the City of Kingston to purchase the property from the Kingston Azores Soccer Club and to apologize to its members for the treatment they have received by some of the elected members of Council.

I would be more than willing to meet with you on behalf of my clients in order to resolve this unfortunate divergence between the intent of Council as expressed in its by-laws and those stated at the last two meetings of council.

Yours very truly,

SPEAL, VINER & KENNEDY

Per:

George N. Speal, Q.C.

GNS/lg

cc: Mr. Manuel Medeiros.

Schedule "N" to Report No. 74
(Page 1)

emo to Mr. R.J.Hamilton, Chief Administrative Officer

ate September 8, 1980

ubject Storm Sewer Clarence St., - Ontario St easterly
Contract 80/2W

rigin Public Works Department

nalysis The design and specification provided for the use of concrete pipe on the basis that the installation, except the last two or three lengths of pipe at the water's edge, would be in dry conditions providing pumps were used. An exploratory excavation dug Thursday, September 4, 1980 has shown the fill in the area to be relatively open. Pumping will not cope with the in-flow of lake water. The Contractor has written to say he cannot lay the sewer as shown in the tender as conditions are different and would be very costly. Using concrete pipe, numerous joints would have to be made under water. Under these conditions the type we would specify is corrugated steel pipe. It can be assembled at the edge of the trench and lowered into place.

The concrete pipe required is 33 inch diameter. Because of the corrugations a larger diameter pipe is needed when corrugated steel pipe is used. We would have to use a 42" diameter C.S.P.

inancial Corrugated steel pipe is more expensive. The Contractor has offered, in writing, to supply the 42" C.S.P. for the difference in cost or $9.20 per foot. The length is 247 feet or an increase of $2272.40. It will be necessary to amend the by-law for the work as well but the owners' share is fixed.

ecommendation That Council authorize an amendment to Contract 80/2W with D.A.Foley Ltd to reduce item 130(A)(ii) from 355 l.f. to 108 l.f. of 33" diameter concrete pipe C-76 Class III reinforced concrete pipe at $95.00 l.f. and adding item 130(C)(1) Supply and Install, including bedding, 247 l.f. of 42" diameter 12 gauge fully asphalt coated corrugated steel pipe as per C.S.P.I. specifications designation 501-74 at $104.20 per l.f., resulting in net change that increases the contract amount by $2272.40.

/gg

DG

D.Graham, P.Eng
Commissioner of Works

Schedule "O" to Report No. 74
(Page 1)

Memo to Mr. R.J.Hamilton, Chief Administrative Officer

Date September 8, 1980

Subject By-law 80-20 as amended by By-law 80-129 for the construction of a storm sewer in Clarence St from Ontario St easterly 107.59m including in the City' share a sanitary sewer service under the provisio of Section 7 of the Local Improvement Act.

Origin Public Works Department.
Letter from Donald A.Foley Ltd., dated September 4
1980 .

Analysis The Contractor has established by means of a explo excavation that due to the permeability of the fil in the area, it would not be possible to dewater t sewer trench in the conventional manner in accorda with the sewer specifications. The use of the corrugated steel pipe would allow assembly of the pipe on land so that it may be lowered into the trench in sections. Use of 247 feet of 42" diamet C.S.P. culvert 12 GA asphalt coated pipe have the same overall capacity as the 33" diameter reinforc concrete pipe specified at an additional cost of $9.20 per foot is proposed. The additional total cost of this method would be $2,272.40. The by-la amount is very close to the anticipated cost under Contract 80/2W. Because of the additional cost a because of the reduced M.T.C. subsidy, it will be necessary to amend the by-law. The Local Improvem By-law was initiated at a fixed rate to the proper owners. Their share will not be affected by the c increase.

Financial A capital transfer of $4,297.00 will be necessary.

Recommendation That By-law 80-20 as amended by By-law 129 be furt amended to increase the costs as follows -

	Proposed Amount	By-la
Total cost	$43,143.60	$40,87
Owners' share	925.79	92
City's share	28,207.21	23,91
Anticipated MTC subsidy	14,010.60	16,03
Debenture amount	29,133.00	24,83

and that the 1980 Capital Budget be amended as fol

	Increase	Decrea
Local Improvement Storm Sewer - Clarence St	$4,297.00	
Local Improvement Storm Sewers - Misc.		$4,297

DG/gg

D.Graham, P.Eng
Commissioner of Works

COMMITTEE OF THE WHOLE (Cont'd)

MOTIONS

1) Moved by Ald. Hawkins
Seconded by Ald. Gorham

That the Planning Board and Council review the present zoning allowing community halls in residential zones, and report back to Council by November 30, 1980.

CARRIED AS AMENDED
(See following motion of amendment)

1A) Moved by Ald. Clements,
Seconded by Ald. Tarnowecky,

That the motion of Ald. Hawkins and Ald. Gorham be amended to delete the words "October 31, 1980" from the end thereof and substitute therefor the words "November 30, 1980".

CARRIED

2) Moved by Ald. Knapp
Seconded by Ald. Bishop

WHEREAS diminished representation on the Frontenac County Board of Education could result in the City's educational requirements not being duly considered; and

WHEREAS the City's representation on the Board of Education is not proportional to the total monies received by the Board of Education;

THEREFORE BE IT RESOLVED that appropriate measures be taken to determine whether the City can withdraw from participation in the Frontenac County Board of Education for the purposes of establishing a City-wide Board of Education with members elected by the City.

TABLED
(See following motion to table)

) Moved by Ald. Knapp,
Seconded by Ald. Bishop,

That motion (2) of Ald. Knapp and Ald. Bishop be tabled until City Council meeting on September 15, 1980.

CARRIED

Moved by Ald. Hawkins,
Seconded by Ald. Gerretsen,

That the Minister of Health be requested to conduct an independent review of the administration and operation of the Kingston, Frontenac and Lennox and Addington Health Unit.

CARRIED AS AMENDED
(See following motion of amendment)

COMMITTEE OF THE WHOLE (Cont'd)

MOTIONS (Cont'd)

(3A) Moved by Ald. Gerretsen,
Seconded by Ald. Lampropoulos,

That the motion of Ald. Hawkins and Ald. Gerretsen be amended to add the words "conduct an independent" after the word "to" in the first line, and add the words "and operation" after the word "administration in the first line.

CARRIED

Ald. McArthur withdrew at 10:17 p.m. and returned at 10:26 p.m.
Mr. Cousens withdrew at 10:34 p.m.

* * * *

REPORT OF THE COMMITTEE OF THE WHOLE

(C) Moved by Ald. Bishop,
Seconded by Ald. Clark,

That the Report of the Committee of the Whole be adopted, approved and confirmed.

CARRIED

NOTICES OF MOTION

At the request of Ald. Gorham, council consented to the immediate considerat of the following Notice of Motion:

(1) Moved by Ald. Gorham,
Seconded by Ald. Gerretsen,

That the City of Kingston donate $500. to the Terry Fox campaign of the Ca Cancer Society and that the following budget transfer be approved:

Finance	Increase	Decrease
Grants	$500.	-
Finance Contingencies	-	$500.

CARRIED

NOTICES OF MOTION (Cont'd)

(2) Moved by Ald. Lampropoulos,
Seconded by Ald. Timmins,

WHEREAS there is growing concern about the future of the lands along Little Cataraqui River, the pressure to build along and close to the water is increasing and more demands for development can therefore be expected, and there are increasing concerns for and awareness of the environmental value of the natural habitat;

AND WHEREAS the development that has taken place in recent years is changing the valley, so that previous studies of the flood plain made by the Conservation Authority are limited in the information they contain and are in certain respects out of date;

AND WHEREAS it is necessary that in making decisions regarding the valley there be more complete and accurate information ;

NOW THEREFORE BE IT RESOLVED THAT the Conservation Authority be requested to undertake a new study of the Little Cataraqui River, both with respect to the flood plain and the environmental values.

AND ALSO BE IT RESOLVED THAT in undertaking the study there shall be full consultation with the Minister of Natural Resources, the Ministry of the Environment, the Little Cataraqui Environment Association and other interested groups, and that the study be undertaken in 1981.

AND ALSO BE IT RESOLVED THAT the Township of Kingston be requested to support this request and join in the study.

REFERRED TO THE COMMITTEE OF THE WHOLE - SEPTEMBER 15, 1980

BYLAWS

Council consented to the addition of By-law (9).

(A) Moved by Ald. Clements,
Seconded by Ald. Gerretsen,

That By-Laws 1 to 7 and By-law 9 be given their First and Second Readings.

CARRIED
Ald. Hawkins opposed to By-law (1)

(B) Moved by Ald. Gorham,
Seconded by Ald. Hawkins,

That Rule 34 of By-Law No. 1 be suspended for the purpose of giving By-Law 6 Three Readings.

CARRIED

BYLAWS (Cont'd)

(C) Moved by Ald. Knapp,
Seconded by Ald. Lampropoulos,

That By-Laws 6 to 8 be given their Third Reading.

CARRIED

(1) A By-Law to Amend By-Law No. 80-19, "A By-Law to Authorize Reconstruction of the Existing Pavement with Asphalt in Clarence Street from Ontario Street Easterly 92.05m Under the Provisions of Section 7 of The Local Improvement Act (Petition)" (Amend Title and Description of the Work)

FIRST AND SECOND READINGS — PROPOSED No. 80-194
Clause 3, Report No. 74, 1980 — *Ald. Hawkins opposed*

(2) A By-Law to Authorize the Reconstruction of Certain Streets (General Rate)

FIRST AND SECOND READINGS — PROPOSED NO. 80-195
Clause 9, Report No. 74, 1980

(3) A By-Law to Authorize the Construction of a 200mm Diameter Sanitary Sewer in Counter Street from 59.39m East of the Centre Line of Aberfoyle Road Easterly 76.2m and Service (General Rate).

FIRST AND SECOND READINGS — PROPOSED NO. 80-196
Clause 10, Report No. 74, 1980

(4) A By-Law to Authorize the Reconstruction of a Storm Sewer in Wellington Street from Bay Street to Barrack Street and the Construction of a Storm Sewer in Ordnance Street from Wellington Street Westerly 11.58m Under the Provision of Section 8 of The Local Improvement Act.

FIRST AND SECOND READINGS — PROPOSED NO. 80-197
Clause 11, Report No. 74, 1980

(5) A By-Law to Authorize a Petition to the Honourable the Lieutenant Governo and the Legislative Assembly of Ontario for a Private Bill to Transfer th Jurisdiction to License, Regulate and Govern Taxi-Cab Owners and Drivers, Carters and Second-Hand Dealers, from the Board of Commissioners of Polic of the City of Kingston to the Council of The Corporation of the City of Kingston.

FIRST AND SECOND READINGS — PROPOSED NO. 80-198
Clause 13, Report No. 74, 1980

(6) A By-Law to Temporarily Close Portions of Certain Streets on Sunday, September 14, 1980, between 9.30 a.m. and 10.30 a.m. for Community Purposes (To Permit the Kingston Gospel Temple to Conduct a Children's Sunday School Parade)

THREE READINGS — PROPOSED NO. 80-199
Clause 12, Report No. 74, 1980

(7) A By-Law to Confirm the Proceedings of Council at its Meeting Held on September 8, 1980.

THREE READINGS — PROPOSED NO. 80-200
City Council Meeting No. 44, 1980

(8) A By-Law to Amend By-Law No. 9309, "A By-Law of The Corporation of the City of Kingston to Control Noise".

THIRD READING — PROPOSED NO. 80-191
Clause 1, Report No. 73, 1980

BYLAWS (Cont'd)

(9) A By-Law to Amend By-Law No. 80-20, "A By-Law to Authorize the Construction of a Storm Sewer in Clarence Street from Ontario Street Easterly 107.59 m, including in the City's Share a Sanitary Sewer Service, under the Provisions of Section 7 of the Local Improvement Act (Petition). (Additional Increased Costs).

FIRST & SECOND READINGS PROPOSED NO. 80-201
Clause 18, Report No. 74, 1980

UNFINISHED BUSINESS

Mayor Keyes advised that the Lord Mayor of London, England had visited City Hall earlier that day. He said that the Lord Mayor's jurisdiction covered an area of one square mile, which contained twenty-five wards with one alderman for each ward.

Ald. Matthews said that the underground oil storage tanks at Rideaucrest Home for the Aged had sprung a leak over the weekend and that oil had seeped into the sewer system. Excavation was necessary. He said that an estimate of approximately $15,000 had been received to supply two 5,000 gallon drums and the Purchasing Agent had been instructed to call tenders. The excavating was not able to be tendered because of the urgency of the matter.

Alderman Lampropoulos said that a serious problem with skunks was being experienced across the City, in particular, in Polson Park and Calvin Park. Many dogs and cats have been sprayed and many complaints have been received. He said the Humane Society does not capture wild animals and some citizens have used live traps to capture some of the skunks. He said that some residences have had to be sanitized as a result of the skunks.

Mayor Keyes said that the City of Toronto reportedly has one skunk for every five residents in the City, which would tend to minimize the problem in Kingston somewhat, in comparison.

Alderman Gorham said that the Tourist Board was sponsoring a special workshop between ten a.m. and noon on September 9th, 1980, at Howard Johnson's Hotel, and invited any aldermen who could to attend.

Alderman Clark presented a report prepared by the City of Calgary entitled "Report to the Citizens - Onward Into the 80's", which was a presentation from the Mayor and Council members of Calgary to the citizens, regarding many matters of local concern and interest.

ADJOURNMENT

It being 11:00 p.m., Council automatically adjourned, pursuant to Rule 10 of By-Law No. 1.

(L.S.)

(Signed) M.C. *Healy*
City Clerk

(Signed) *Ken Keyes*
Mayor

CITY COUNCIL MEETING NO. 45

The Regular Meeting of City Council will be held on Monday, September 15, 1980 commencing with an In Camera Session from 7:00 p.m. to 8:00 p.m. in the Loyalist Room, City Hall, and to be continued in the Council Chamber at 8:00 p.m.

(Loyalist Room)

ROLL CALL

COMMITTEE OF THE WHOLE IN CAMERA

(A) That Council resolve itself into the Committee of the Whole In Camera to consider the following items:

(1) Land Sale - Closed Portion of Davidson Street
(2) Land Sale - Industrial Park - Counter Street
(3) Land Acquisition or Lease - Lake Ontario Park
(4) Land Sale - Former Kingscourt School Site
(5) Land Acquisition - 10 Auld Street

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DOCUMENTS DEPARTMENT
SEP 17 1980

(Council Chamber)

ROLL CALL

(B) That Council rise from the Committee of the Whole In Camera and the Chairman report.

- or alternatively -

That Council rise from the Committee of the Whole In Camera without reporting.

REPORT OF THE COMMITTEE OF THE WHOLE

(C) That the Report of the Committee of the Whole be adopted, approved and confirmed.

MINUTES

That the Minutes of Meeting No. 42 held on August 28, 1980 and the Minutes of Meeting No. 43 held on September 2, 1980, be confirmed.

PETITIONS

TABLING OF DOCUMENTS

COMMUNICATIONS

To be Filed

(601) From Mr. J.E. Taylor, Clerk-Administrator, Court House, Kingston, forwarding a revised copy of the trustee apportionment for the County of Frontenac.

The reason that the County has one more trustee this election is because the calculations show that the City of Kingston loses one. So now there are nine members on the Frontenac County Board of Education.

(Note: Copies have been distributed to all members of council)

File No. 5-2

(602) From Joyce Kenny, Chairman, N.I.P. Area Committee, advising that on September 8, 1980 their committee passed the following motion concerning 428A Barrie Street (Kingston Azores Soccer Club):

> "That the N.I.P. Area Committee is unable to justify the use of N.I.P. funds to purchase the property at 428A Barrie Street".

File No. 8-3.16

Which has been Referred to the Planning Board

(603) From Leonard Dover, President, Firehall Restaurant (Kingston) Limited submitting a statement of their position with regard to the proposed extension to the Howard Johnson Hotel.

The Firehall Restaurant does not object to Phase I and with reservations, agree with that part of Phase II calling for a two storey addition behind the Hotel.

The northerly section of Phase II, which abuts property occupied by the Restaurant under lease from the City, is of serious concern inasmuch as it poses an ongoing danger to the waterfront view of the Restaurant and the planned use of the easterly part of the property for outdoor dining.

If the roof height of the one-storey addition is limited as closely as possible to the same height as the existing grade level of the Firehall Restaurant, and no alterations or additions are allowed on the roof without approval of the City and the Firehall Restaurant, then the Firehall is in agreement with this addition.

(Note: Copies have been distributed to all members of Council)

File No. 3-7.14

To be Filed

(604) From Rev. Lois Wilson thanking the City for its congratulatory message on the occasion of being elected Moderator of the United Church of Canada.

File No. 3-6

COMMUNICATIONS (Cont'd)

To be Filed

(605) From the Association of Counties and Regions of Ontario advising of a one day seminar/workshop for municipalities on Energy Conservation - Programs and Activities to be held on Wednesday, October 8, 1980 from 10:00 a.m. to 4:30 p.m. at the Holiday Inn, 150 George Street, Peterborough.

The registration fee is $25.00 which includes luncheon and seminar materials.

File No. 1-8

Which has been Referred to the City Solicitor

(606) From Mildred J. Morton, Barrister & Solicitor, in the matter of The Municipal Act, R.S.O. 1970, c. 284, as amended, and in the matter of The Municipal Arbitrations Act, R.S.O. 1970, c. 286, between David Herrington and the City of Kingston.

Mr. David Herrington desires that the following claim be determined by The Official Arbitrator for the City of Kingston:

> "As a result of the closing of Davidson Street in the City of Kingston, David Herrington has been deprived of ingress and egress to and from his place of residence situated at 52 Pembroke Street.
> David Herrington has not consented to the passing of the by-law closing Davidson Street and therefore claims that he be provided with a convenient way of access to his residence, or, in the alternative, compensation therefore in the amount of $15,000.00, pursuant to s. 444 of The Municipal Act, R.S.O. 1970, c. 284, as amended".

File No. 20-9.12

For the Attention of Members of Council

(607) Notice of Meeting of the Kingston Area Economic Commission on Thursday, September 18, 1980 at 7:30 p.m. at City Hall, with organizations represented by the Commission to discuss the aims and objectives of the Commission, progress to date and the role of municipal committees in achieving the desired results.

To be Referred to the Planning Board

(608) From Homestead Land Holdings Limited concerning land for park purposes, 89 unit apartment, Ontario Street. (Report No. 72, Clause 2, 1980).

Homestead Land Holdings Limited are in receipt of the City's letter advising that council will accept cash in lieu of land, but Homestead advises that no such offer has been made and the acceptance is somewhat premature. Homestead also advises that parks are not permitted in this parcel and that a conveyance to the City will not reduce the number of suites permitted, fixed at 89 maximum, regardless of area.

File No. 17-2.1 & 17-4

CITY COUNCIL MEETING NO. 45

September 15, 1980

COMMITTEE OF THE WHOLE

(A) That Council resolve itself into the Committee of the Whole to hear a delegation, receive reports and to consider motions.

DELEGATION

(1) Dr. Stewart Fyfe will be present, re C.M.H.C. Lands.

(Note: Supporting Material has been distributed to all members of council)

REPORTS

That Report No. 75 of the Planning Board be received and considered.

That Report No. 75A of the Transit Review Committee be received and considered.

That Report No. 76 of the Chief Administrative Officer be received and adopted.

REPORT NO. 75

September 10, 1980

To the Mayor and Members of Council:

The City of Kingston Planning Board reports and recommends as follows:

1. WHEREAS City Council, on May 20th, 1980, adopted the following resolution:

> *"That the City of Kingston endorse the application of Allimor Corporation to lease additional land, presently owned by Transport Canada or another Federally owned Government Agency, located on the north side of Brock Street, east of the lands presently leased from the Federal government and west of the former railway right-of-ways, subject to the following conditions:*
>
> *a) that landscaping of all of the lands to be leased, plus those already leased, shall be completed within six months from the signing of the lease with the federal government;*
>
> *b) that there will be no enclosed structures built on the new lands to be leased; and*
>
> *c) that no structures on leased lands east of the Firehall Restaurant shall be built which would obstruct the view from the ground floor or other levels, of the Firehall Restaurant.*
>
> *And further, that the office of the Harbour Master be relocated in the same general area as now located."*

and

WHEREAS the City is now in receipt of an application for Site Plan Control approval under Section 35a of The Planning Act for an extension to the Howard Johnson Hotel onto lands referred to in the aforementioned resolution; and

WHEREAS the proposed extension would not be in conformity with the aforementioned resolution;

THEREFORE BE IT RESOLVED THAT Council reconsider the resolution of May 20, 1980 with respect to expansion of the Confederation Place Hotel, in order to consider the matter of the site plan control application and the Planning Board's recommendation for approval thereof, subject to certain conditions.

2. WHEREAS a Site Plan Control application has been received from Allimor Corporation, Amitas Investments and Dohmar Investments, for a proposed extension to the Howard Johnson Confederation Place Hotel;

THEREFORE BE IT RESOLVED THAT the following plans:

Plan #SP1	- Location -	Scale 1"=40'	80/07/10
Plan #1	- Ground Floor	Scale 1/8"=1'0"	80/07/10
Plan #1a	- Ground Floor	Scale 1/8"=1'0"	80/07/10
Plan 2	- First Floor	Scale 1/8"=1'0"	80/07/10
Plan #2a	- First Floor	Scale 1/8"=1'0"	80/07/10
Plan #3	- Elevation	Scale 1/8"=1'0"	80/07/07
Plan #3a	- Elevation	Scale 1/8"=1'0"	80/07/07

be approved subject to the following conditions:

2. (Cont'd)

A. That the existing Lease between the City of Kingston and Allimor Corporation be amended to the satisfaction of the City Solicitor to:

a) delete the section which restricts the use of land leased by the Federal Government to Allimor Corporation to landscaping only;

b) add a clause limiting use of the entire site to uses as specified in the revised Development Control Agreement.

B. That the existing Development Control Agreement be amended to the satisfaction of the City Solicitor to delete existing references to landscaping of the subject area.

(Note: These are replaced by references to landscaping in the following section)

C. That the owner shall enter into a revised Development Control Agreement which shall include the following conditions:

a) that development shall be in accordance with the above listed plans;

b) that the existing Brock Street sidewalk, curb, gutter and boulevard be extended easterly, at the owner's cost, to the easterly limit of the property, in a manner which is compatible with the proposed City walkway improvements;

c) that the road surface at the foot of Brock Street where it passes the souteast corner of the development shall be widened, at the owners' cost, if considered necessary by the City to facilitate vehicular movement to and from the Federal dock;

d) that relocation of overhead electrical services shall be carried out to the satisfaction of the Public Utilities Commission;

e) that landscaping of the site shall take place as part of Phase I, and a landscaping plan shall be subject to City approval prior to the issuance of a building permit, and shall be implemented prior to June 1, 1981, unless a building permit for Phase II construction has been requested by that date, in which case a revised Landscaping Plan shall be submitted for City approval prior to issuance of the building permit;

f) that the owner agrees not to object to a proposed future parking garage in the area with any deficit being charged as a special levy against property owners within the benefiting area;

g) that all exterior air conditioning or mechanical units shall be screened in a manner which is satisfactory to the City;

h) that the roof height of the northerly section of Phase II where it abuts property occupied by the Fire Hall Restaurant, shall be limited to one-storey, as shown on Plan #3a, and that the roof height of the propsed addition be limited as closely as is practical to the same height as the existing grade level at the rear of the Firehall Restaurant; that no visual obstruction of any kind be permitted on the roof, including mechanical or air conditioning units; and that the roof shall not be used for any purpose that would create any obstruction of view from the Firehall Restaurant;

i) that the owner agrees not to object to proposed local improvements on land adjacent to its property.

3. WHEREAS the City of Kingston authorized a Need and Demand survey to determine the need for senior citizen and family housing in the City of Kingston ; and

WHEREAS the Need and Demand Survey was conducted, and identifies a need for twenty-two senior citizen rent-geared-to-income units, and sixty-five market rental units to August 31, 1981, and a need for twenty-two family units rent-geared-to-income;

THEREFORE BE IT RESOLVED THAT this information be adopted as a supplement to the Municipal Housing Statement, and that the Ministry of Housing be requested to provide accommodation for the identified family unit need through the Rent Supplement Program;

AND BE IT FURTHER RESOLVED that the identified need for senior citizens units be shown on the Annual Housing Review as units required for which a program has not yet been selected.

(Mayor Keyes opposed)

4. WHEREAS, at the request of the City of Kingston, the Ministry of Housing has conducted a survey to analyze the need for senior citizen and family housing based on the Local Housing Authority waiting list; and

WHEREAS the survey identifies no need for senior citizens units and thirteen to seventeen family units to August, 1981;

THREFORE BE IT RESOLVED that Council adopt this information as a supplement to the Municipal Housing Statement and the Ministry of Housing be requested to provide accommodation for the identified family unit need through the Rent Supplement Program.

5. WHEREAS the Ministry of Housing has requested the City to complete the Annual Housing Review to assist in financial planning; and

WHEREAS the need for thirteen to seventeen family rent-geared-to-income units was identified from the applications on file with the Kingston Housing Authority; and

WHEREAS the need for twenty-two family rent-geared-to-income units was identified from responses to the City of Kingston need and demand survey; and

WHEREAS the need for twenty-two senior citizen rent-geared-to-income and sixty-five market rental units was identified from responses to the City of Kingston need and demand survey;

THEREFORE BE IT RESOLVED that the Annual Housing Review be adopted, endorsing these targets.

(Ald. Clements opposed)

(Note: Copy of the Annual Housing Review for 1981 is attached as Schedule 'A' - 4 pages)

Respectfully submitted,

CHAIRMAN

Schedule "A" to Report No. 75
(Page 1)

Annual Housing Review 1981
Form A

Region/Municipality City of Kingston

Date Sept. 1980

Geographic Code ☐☐☐☐☐

In an effort to continuously upgrade and encourage provincial government assistance to and cooperation with municipalities, the Annual Housing Review 198.1 (AHR '81) now includes the following questions associated with the program administration:

(Please (✓) the appropriate box.)

1. Do you have sufficient information on assisted housing programs?

   22. Yes ☒ No ☐

2. If 'NO', on which programs do you require additional information?

   23.
   - Municipal Non–Profit ☐
   - Private Non–Profit ☐
   - Co–op. ☐
   - Rural Senior Citizen Housing ☐
   - Rent Supplement ☐
   - Private Assisted Rental ☐
   - Municipal Public Housing ☐
   - Provincial Public Housing ☐
   - Municipal Housing Statements ☐

3. Has the information you have received on various programs been satisfactory?

   24. Yes ☐ No ☒

4. If 'NO', please indicate how you think it could be improved.

   COMMENTS: See question 6 and letter attached.

5. Have Ministry personnel been helpful in meeting your information and assistance needs?

   25. Yes ☐ No ☐

6. Please specify any improvements that you think could be made.

   COMMENTS: In the Municipal Non-Profit Manual a table of contents should be provided and the Sections properly named and numbered. Recent revisions referred to Sections not identifiable in the Copy received here. Although a letter was sent requesting the missing parts to which reference was made no response has yet been received. (See copy of letter attached).

Please return this form to:

Ministry of Housing
Market Surveys Section
101 Bloor St.W., 13th Fl.
Toronto, Ontario M5S 1P8

Thank you for your cooperation.

Schedule "A" to Report No. 75
(Page 2)

Ministry
of
Housing
Ontario

Questionnaire

Annual Housing Review '81

Code

Region/Municipality of *City of Kingston* Date *September 1980*

This questionnaire is comprised of seven tables.

Where the municipality has identified programs the appropriate table should be completed. For those who have not selected a specific program, but who have identified a need, Table 5 should be completed.

Ministry of Housing staff is available to work with the municipality to determine which program is the most suitable.

Table 1 – Non-Profit Housing Program

Program Highlights (see Ministry outlines for details.)
Provides integrated housing with up to 50% of senior citizen or up to 25% of family housing projects at rents geared to income. The remaining units are made available at market rents.

	A. Senior Citizen Housing	1981		1982		1983	
		New [1]	Rehab.	New	Rehab.	New	Rehab.
1.	1. Municipal Non-Profit [2]						
2.	2. Private Non-Profit						
3.	3. Co-operatives						
4.	4. Provincial Non-Profit						

	B. Family Housing	1981		1982		1983	
		New [1]	Rehab.	New	Rehab.	New	Rehab.
5.	1. Municipal Non-Profit [2]						
6.	2. Private Non-Profit						
7.	3. Co-operatives						
8.	4. Provincial Non-Profit						

1. "New" means new construction. "Rehab." means existing buildings for conversion or rehabilitation.
2. Only those municipalities with or expecting to establish a municipal non-profit corporation should indicate their projections.

Annual Housing Review '81 cont'd.

Table 2 – Assisted Rental Housing Programs

Program Highlights (see Ministry outlines for details.)
Up to 100% of the units in a senior citizen or family housing project may be made available with rents geared to income.

	A. Senior Citizen Housing	1981		1982		1983	
		New[1]	Rehab.	New	Rehab.	New	Rehab.
9.	1. Municipal Assisted Rental Housing [3]						
10.	2. Private Assisted Rental Housing (PAR) [4]						
11.	3. Provincial Assisted Housing [5]						

	B. Family Housing	1981		1982		1983	
		New[1]	Rehab.	New	Rehab.	New	Rehab.
12.	1. Municipal Assisted Rental Housing [3]						
13.	2. Private Assisted Rental Housing (PAR) [4]						
14.	3. Provincial Assisted Housing [5]						

3. Units the municipality wishes to develop and manage itself.

4. Units the municipality wishes to be built and managed by the private sector.

5. Units the municipality wishes to be built by the Ministry of Housing and operated by a Housing Authority.

Table 3 – Rent Supplement Housing Program

Program Highlights (see Ministry outlines for details.)
The Ministry enters into an agreement with a Private Landlord to supplement the rents for up to 25% of his units. (Under N.H.A. Section 44 (1) (a)).

		1981	1982	1983
15.	A. Senior Citizen Housing			
16.	B. Family Housing	37		

Note: This figure should not repeat any rent-geared-to-income units included in a Non-Profit target, thus there should not be duplication with the preceding tables. Rent-geared-to-income units must be targeted for the specific program under which they will be developed, e.g., Non-Profit Assisted Rental.

Table 4 – Rural Senior Citizen Rental Housing Program

Program Highlights (see Ministry outline, Public Housing Assistance, for details.)
Provides Senior Citizen rental housing in municipalities with populations under 2500; 100% of the units rent-geared-to-income.

		Projected Units		
		1981	1982	1983
17.	A. Senior Citizen Housing			

Schedule "A" to Report No. 75
(Page 4)

Table 5 – Housing Need For Which A Program Has Not Been Identified

		1981	1982	1983
18.	A. Senior Citizen Rent-Geared-To-Income	22		
19.	B. Family Rent-Geared-To-Income			

Table 6 – Municipal Housing Statement

Program Highlights (see Ministry outlines for details.)
Under section 16 of the Housing Development Act, an approved Municipal Housing Statement is a prerequisite for land acquisition and development assistance. If you have highlighted anything in Tables 1 – 5, you must have a Municipal Housing Statement. If you do not already have a Municipal Housing Statement, please indicate in the boxes below, your intentions:

20. ☐ Study Proposed ☐ Request for Ministry Funding Enclosed ☐ Request for Ministry Staff Assistance Enclosed

Table 7 – Council Approval

A resolution endorsing these targets:

21. ☐ is enclosed

☐ will be forwarded by ______________________, 1980

☐ is not included because ______________________

Comments:

REPORT NO. 75A

September 11th, 1980.

To the Mayor and Aldermen:

The Transit Review Committee reports and recommends as follows:

1. That a by-law be presented to Council to repeal By-law 3923, "A By-law to Provide for Entrusting the Control and Management of a Public Transportation System to the Public Utilities Commission of The Corporation of the City of Kingston", and that the City of Kingston assume the control and management of the Public Transportation System from the Public Utilities Commission;

   -and-

   That the following be placed on the ballot for the election to be held on November 10th, 1980:

   "ON THE BY-LAW:

   Are you in favour of By-law No. 80-207 , "A By-law to REPEAL By-law No. 3923, 'A By-law to Provide for Entrusting the Control and Management of a Public Transportation System to the Public Utilities Commission of the Corporation of the City of Kingston'."

(NOTE: By-law 3923 was passed by City Council on January 7th, 1963, after obtaining the assent of the electors, 10,282 in favour and 2,755 against.)

(See By-law 6 *: No. 80-*207 *)*

Respectfully submitted,

Alderman J. Clements,
Alderman J. Hawkins,
Alderman A. Lampropoulos,

R. J. Hamilton,
K. G. Linseman.

To the Mayor and Council

The Traffic Review Committee [illegible] as follows:

1. That a by-law [illegible]

-and-

That [illegible]

[illegible]

[illegible]

REPORTS

Report No. 76 - Chief Administrative Officer

REPORT NO. 76

September 15, 1980

To the Mayor and Members of Council:

The Chief Administrative Officer reports and recommends as follows:

1. That, as recommended by the Commissioner of Parks and Recreation, the lease agreement with Domino Theatre Incorporated for 4,500 square feet of floor space at 370 King Street West be amended to lease them an additional 841 square feet of storage space, increase the rent to $218.74 a month, and provide for an annual payment of $400. as Domino's share of the heat, light and water expenses;

- and -

That the Mayor and City Clerk be authorized to execute the necessary agreement in form attached hereto as Pages 2 to 4 of Schedule "A".

(Note: Copy of Report of the Commissioner of Works is attached as Schedule "A", 4 pages)

2. That, as recommended by the Commissioner of Parks and Recreation, 50 pairs of modified surplus Roller Skates and boots are hereby authorized to be put up for sale by tender or auction on the following conditions:

   A) That there will be reserve bid of $30.00 per pair; and

   B) That 50% of the gross amount of funds received for the Roller Skates and Boots be paid to Ms. Susan Anderson who modified the skates.

(Note: A copy of the Report of the Commissioner of Parks and Recreation is attached as Schedule "B", 2 pages)

3. That, as recommended by the Commissioner of Parks and Recreation, the account of Gervan Custom Building and Woodworking Ltd. in the amount of $2,400.00 be authorized for payment, to be charged to the appropriation, "Parks-General".

(Note: A copy of the Report of the Commisssioner of Parks and Recreation is attached as Schedule "C", 1 page)

4. That, as recommended by the Commissioner of Parks and Recreation, the use of 2,000 square feet of Champlain Park for a playlot for the adjacent Q.E.C.V.I. Day Care Centre is hereby authorized on the following understanding:

   a) Use of area is on a one year trial basis;

   b) Provision of the fencing and playlot equipment is to be the responsibility of the Frontenac County Board of Education and is to be done to the satisfaction of the Commissioner of Parks and Recreation and pursuant to the Regulations under the Day Nurseries Act 1978; and

   c) Access to this area is not denied to the general public.

   (Note: A copy of the Report of the Commissioner of Parks and Recreation is attached as Schedule "D", 3 pages)

5. That a by-law be presented to council to amend Section 3(e) of By-Law No. 9398, "A By-Law to Establish the Office of the Chief Administrative Officer", to provide that the Chief Administrative Officer will oversee and co-ordinate the exercise by the Departments of their responsibilities in the appointment, employment, suspension or dismissal of *all* employees instead of only *employees in classification 14-10 and above.*

   (Note: A copy of the Report of the City Solicitor is attached as Schedule "E", 2 pages)

   (See By-Law 1: No. 80-202)

6(A) That the Report of the Chief Administrative Officer attached as Schedule "F", 1 page, on the request from Merritt Publishing Company Limited for City support of their publication *Andre Bieler: An Artist's Life and Times*, be considered.

7. That no action be taken to provide, as requested, additional supplementary grant funding of $2,500. for 1980 to the Kingston Symphony Association and that the Association be requested to re-submit this request to the 1981 City Council after December 1, 1980.

   (Note: A copy of the Report of the Chief Administrative Officer is attached as Schedule "G", 1 page)

8. That, as recommended by the Fire Chief, the purchase of a "jaws" unit for the Rescue Tool, at an estimated cost of $4,800.00, is hereby authorized, to be charged to appropriation 3380, "Fire Department - Capital Expenditures".

   (Note: A copy of the Report of the Chief Administrative Officer is attached as Schedule "H", 2 pages)

9.(A) Moved by Ald.
Seconded by Ald.

That, as recommended by the Commissioner of Parks and Recreation, the City's Policy for disposal of City Tree Wood, established by Clause 10, Report No. 13, January 21, 1980, be reconsidered.

(Note: A copy of the Report of the Commissioner of Works is attached as Schedule "I", 2 pages.

All members of Council voted in the affirmative for original policy)

(B) That, Clause 10 b) of Report No. 13 (1980) be amended to read:

"b) When sufficient wood is available it will be advertised for sale to the general public at the following prices:

1 cord of wood	--	*$75.00 per*
1/3 cord of wood	--	*$25.00 per*
a car trunk load of wood	--	*$ 5.00 per*

on the understanding:

(i) that there will be no deliveries. To be on a pick-up-your own basis; and

(ii) that customers provide their own vehicle and load the respective quantity of wood purchased themselves."

10.(A) That Motion 8(B) of Report No. 74 of the Chief Administrative Officer, now known as Clause 10(B), Report No. 76 of the Chief Administrative Officer, as follows, be LIFTED FROM THE TABLE since a report on the comparative number of schools of the Frontenac County Board of Education in each ward of the City and of the land area of each of the City's wards has been received as Pages 5 & 6 of Schedule "J" attached.

10.(B) Moved by Ald. Hawkins,
Seconded by Ald. Miller,

That one trustee be elected to the Frontenac County Board of Education by the public school electors from the combined wards of St. Lawrence and Cataraqui and one trustee be elected from each of the remaining 5 wards.

10.(C) That by-laws be presented to Council:

(i) To REPEAL By-Law No. 9204, "A By-Law to Provide for the Election of Members of The Frontenac County Board of Education and of The Frontenac - Lennox & Addington County Roman Catholic Separate School Board by the School Electors of the City of Kingston Areas" as required by section 57(22) and 110 (20) of The Education Act, 1974; and

(ii) To require the election of school trustees on the following basis:

(a) The six persons to be elected as Trustees to the Frontenac County Board of Education by the public school electors of the City of Kingston as follows:

- one person per ward for each of Sydenham, Ontario, Frontenac, Rideau and Victoria Wards; and

- one person for the area comprised of St. Lawrence and Cataraqui Wards

(b) The two persons to be elected as trustees to the Frontenac County Board of Education to be elected by the separate school supporters of the City of Kingston as follows:

One person - St. Lawrence, Cataraqui and Frontenac Wards.

One person - Sydenham, Ontario, Rideau and Victoria Wards.

(c) Separate School representatives to be elected one person per ward.

(Note: A copy of the Report of the City Clerk is attached hereto as Schedule "J", 6 pages)

(See By-Laws 2 & 3: Nos. 80-203 & 80-204)

11.(A) That the matter of designation of all members of council as alternates of the members of the Grievance Committee be RECONSIDERED.

(Note: 1) A copy of the Report of the Chief Administrative Officer is attached as Schedule "K", 2 pages;

2) All members of council voted in the affirmative for the policy except Ald. Hawkins who declared a conflict of interest and abstained from voting)

11.(B) That the following resolution adopted by council on September 2, 1980:

> *"That it be recommended to the Labour Management Committee that wherever possible, all Grievance Committee hearings be held after 4:30 p.m.;*
>
> *And furthermore, that it be recommended that all members of council, not members of the Grievance Committee, be designated as alternates of the said committee and that they be called, in rotation, if needed".*

be amended to read as follows:

> *"That it be recommended to the Labour Management Committee that wherever possible, all Grievance Committee hearings be held after 4:30 p.m.;*
>
> *And furthermore, where an alternate is required to constitute a quorum, either Mr. Cousens, the City Treasurer, or Mr. Hamilton, the C.A.O. fill the position, bearing in mind that if the particular grievance relates to either of their departments, the other alternate would act as the additional member."*

12. That:

(A) The Report of the Chief Administrative Officer on the Licensing of Transient Traders, attached as Schedule "L", be approved;

- and -

(B) A By-law be presented to council to amend By-law No. 7, "A By-Law to License and Regulate Certain Trades" as provided in items 1 to 6 of the recommendations of the Chief Administrative Officer;

- and further -

(C) That the Government of Ontario be requested to increase the maximum fee to be paid for a transient trader's licence under Section 383 paragraph 17(d) of *The Municipal Act* from $500.00 for a City or Town to an amount which would be now equivalent to a 6 year payment on account of taxes payable in respect of the business.

(Note: A copy of the Report of the Chief Administrative Officer is attached as Schedule "L", 4 pages)

(See By-Law 4: No. 80-205)

13. That, as recommended by Mayor Keyes the week of September 15 to 21, 1980, be proclaimed as: "Mother's Salute to Crippled Children Week"

(Note: Memo from Mayor Keyes distributed to all members of Council)

Respectfully submitted,

R.J. Hamilton,
Chief Administrative Officer

Schedule "A" to Report No. 76
(Page 1)

SEP 8 1980

MEMORANDUM

TO: R.J. Hamilton,
Chief Administrative Officer.

FROM: Douglas R. Fluhrer,
Commissioner, Parks & Recreation

DATE: August 25, 1980

SUBJECT: LEASE AMENDMENTS - DOMINO THEATRE INC.

ANALYSIS: Domino Theatre Inc. has acquired an additional 841 square feet of building space at 370 King Street, for storage purposes. As a result of this arrangement it is necessary to amend our existing lease agreement to bring into line the monthly payment schedule.

Also, arrangements have been agreed to that Domino Theatre Inc. pay a flat payment of $400.00 per annum as their contribution towards the heat, light and water expenses. This arrangement is provided for since initial leasing conditions indicated that they pay for their own heat, light and water expenses. Since that time, the Treasury Wing has been placed on the central heating system, and the $400.00 charge is considered their share of the total cost.

RECOMMENDATIONS: That Council approve the amendments included in this lease agreement.

Douglas R. Fluhrer,
Commissioner,
Parks & Recreation Dept.

DRF/cb
Attachments

(b) Paragraph 3, page 1, is hereby amended as follows:

(i) by deleting in the fourth line the words and figures "September 1st, 1975" and substituting therefore the words and figures "January 1st, 1980";

(ii) by deleting in the fifth line the words and figures "One Hundred Dollars ($100.00)" and substituting therefore the words and figures "Two Hundred and Eighteen Dollars and Seventy-Four Cents ($218.74)"; and

(iii) by deleting in the seventh line the words and figures "December 1, 1975" and substituting therefore the words and figures "December 1, 1980".

(c) The second covenant of the Lessee on the second page is hereby deleted and the following substituted therefore: "That the Lessee shall pay municipal and business taxes as applicable and shall pay the sum of Four Hundred ($400.00) Dollars annually for heat, light and water expenses. This payment shall be adjusted annually in accordance with utility increases."

(d) Schedule "A" to the Agreement dated December 9, 1974 is hereby deleted and the attached Schedule "A" is hereby sutstituted therefore.

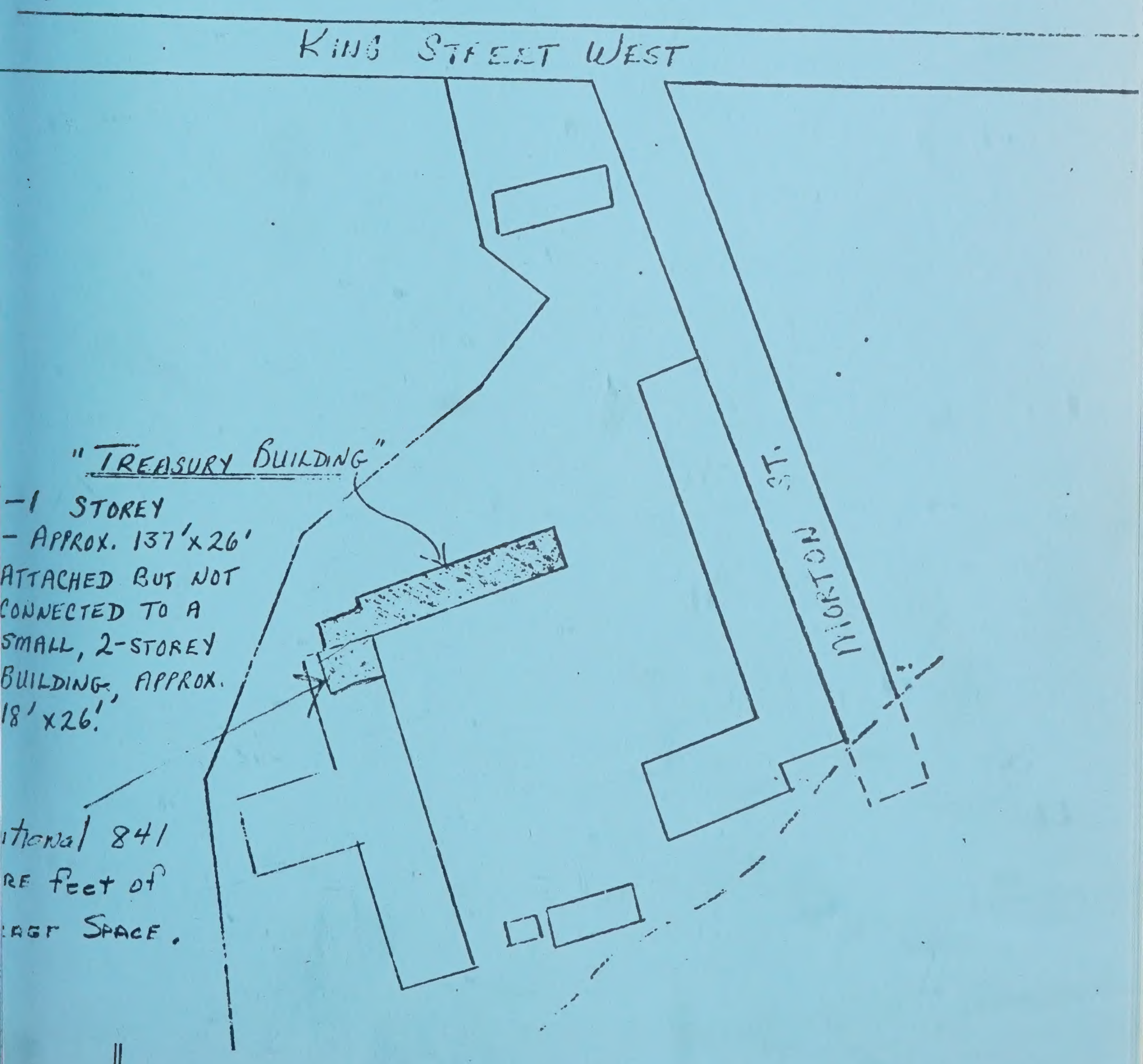
2. All other terms and conditions of the Agreement dated December 9th, 1974 between The Corporation of the City

of Kingston and Domino Theatre Incorporated shall remain in full force and effect.

IN WITNESS WHEREOF the said parties hereto have hereunto set their hands and seals.

SIGNED, SEALED AND DELIVERED	THE CORPORATION OF THE CITY OF KINGSTON
	Mayor
	City Clerk
	DOMINO THEATRE INCORPORATED

SCHEDULE 'A


KING STREET WEST
MORTON ST.
"TREASURY BUILDING"
-1 STOREY
- APPROX. 137'x26'
ATTACHED BUT NOT
CONNECTED TO A
SMALL, 2-STOREY
BUILDING, APPROX.
18'x26'.
itional 841
re feet of
age SPACE.

Schedule "B" to Report No. 76
(Page 1)

MEMORANDUM

TO: R. J. Hamilton,
Chief Administrative Officer.

FROM: Douglas R. Fluhrer,
Commissioner, Parks & Recreation Dept.

DATE: September 4, 1980

SUBJECT: DISPOSAL OF SURPLUS-TO-NEED ROLLER SKATES AND BOOTS

ANALYSIS: Some 12 years ago the Department of Parks & Recreation purchased approximately 100 pair of roller skates and boots for rental purposes at the Cook Youth Centre. The wheels were specifically designed for concrete surfaces vs. asphalt.

During the past 3 years the skates have been in storage because the response of the public had wained to the point that it was financially impractical to continue this service without accruing an unreasonable deficit.

The reason for the decline in interest has been determined to be the new 13 acre recreational facility, now called Studio 801, and also lack of interest.

This past spring a Ms. Susan Anderson approached City Council with a proposal to provide roller skate rentals for the public at large. Ultimately Ms. Anderson located her operation at our Portsmouth Olympic Harbour site, and paid rent for the use of the building she operated from.

During the planning stages of the move to Portsmouth Olympic Harbour, we told her about our skates in storage and she offered to use our skate boots and convert the wheels, knobs, and toe guards with more up-to-date materials, and also wheels designed for asphalt. Ms. Anderson spent approximately $25.00 to $30.00 per pair in this modification. The skates cost us approximately $25.00 some 13 years before.

All of this was done on the assumption that the operation would be successful and continue on for years to come. However, this was not to be. What, in fact, happened, was that the people who rented the skates and really became

.../2

Schedule "B" to Report No. 76
(Page 2)

....2

ANALYSIS:
(cont'd)

interested, decided to buy their own skates and slowly this eroded the rental market to a point of no return. Now Ms. Anderson is looking for a way to get some of her investment back and approached this office for advice and help.

Assuming the value of her renovations to the boots and wheels cost $25.00 per pair X 50 pair, she has an investment of approximately $1,250.00, excluding labour. Further, she has paid us approximately $500.00 in rent.

RECOMMENDATION:

Since our skates are no longer needed for Department purposes and since Ms. Anderson has put so much money into remodeling our boots and wheels, and since she has helped develop the new outdoor skating fad in Kingston, it is recommended that the 50 pair of skates be put up for sale by tender or auction, with a reserve bid of $30.00 per pair, and that the City and Ms. Anderson split the sale price 50/50.

This would give children of the community an opportunity to get a pair of used skates - boots, at a reasonable cost, when such used skates are hard to come by. (New boot skates cost upwards to $110.00/$140.00 per pair).

Douglas R. Fluhrer,
Commissioner, Parks & Recreation Dept.

DRF/dg

Schedule "C" to Report No. 76
(Page 1)

SEP 8 1980

MEMORANDUM

TO: R. J. Hamilton,
Chief Administrative Officer.

FROM: Douglas R. Fluhrer,
Commissioner, Parks & Recreation Dept.

DATE: September 8, 1980

SUBJECT: REPAIRS TO VANDALIZED NEWLANDS PAVILION

ANALYSIS: Sometime in early July, this newly renovated pavilion was seriously and maliciously vandalized. It was felt that the Department should act quickly to rectify the damage and minimize the temptation for further damage, and because the work required was very specialized and had just been done by Gervan Custom Building and Woodworking Ltd., that they be engaged to do the work. Further to this, you and I, on July 30, 1980, sent a memo to the Mayor and Council explaining our position and reasons for acting.

FINANCIAL CONSIDERATIONS: The estimated cost was $2,500.00 and these funds were approved by Council by increasing Parks-General and decreasing Finance Contingencies in this amount.

RECOMMENDATION: The job is now complete and the Company has submitted its bill of $2,400.00 and it is recommended this be paid.

Douglas R. Fluhrer,
Commissioner, Parks & Recreation Dept.

DRF/dg
attachments.

Schedule "D" to Report No. 76
(Page 1)

SEP 8 1980

MEMORANDUM

TO: R. J. Hamilton,
Chief Administrative Officer.

FROM: Douglas R. Fluhrer,
Commissioner, Parks & Recreation Dept.

DATE: September 8, 1980

SUBJECT: DAY CARE CENTRE - Q.E.C.V.I. - PLAY AREA - CHAMPLAIN PARK

ANALYSIS: We have been approached by the Principal of Q.E.C.V.I., Mr. Murray Osborne, and one of his teachers, Mrs. L. Norene Billings, who are undertaking a new and exciting pilot project, that being, the development of a Day Care Centre in one of the school's classrooms, in order to allow parents to attend school and upgrade their educational qualifications and/or improve their job potential, and leave their children at the school Day Care Centre. (see letters attached).

A similar program is being undertaken at L.C.V.I.

The Q.E.C.V.I. Day Care Centre requires a small, fenced-in play area, not less than 2,000 square feet, and as per the Ministry's requirements. The classroom most suited to this project is located at the westerly end of the building which is also beside our Champlain Park, and they have asked that we allow them to use a portion of the park in order to meet the Ministry's requirements for a play area and suitable equipment and fencing.

FINANCIAL CONSIDERATIONS: There are no financial costs to the City as all of the equipment and fencing will be handled from the School Board side.

RECOMMENDATION: It is recommended that their request be granted with the understanding that it is on a one year trial basis, and that fencing will be handled on the basis of a temporary fence (snow fence), or some other suitable type of fencing, and that access to this area is not denied to the general public. The location will be decided upon between Mrs. Billings and the Department.

Douglas R. Fluhrer,
Commissioner, Parks & Recreation Department

DRF/dg
attachments.

Schedule "D" to Report No.76
(Page 2)

OSBORNE, M.Ed., B.A., B.P.H.E.
PRINCIPAL

MacINTOSH, B Comm
VICE-PRINCIPAL

Queen Elizabeth Collegiate
and Vocational Institute

KIRKPATRICK ST
KINGSTON, ONTARIO
K7K 2P4
[illegible]

September 3, 1980

Parks & Recreation Department
City of Kingston
City Hall
Kingston, Ontario

Gentlemen:

Re: Day Care Centre, Q.E.C.V.I.

The Frontenac County Board of Education has approved the running of a free Day Care Centre at the school for the children of mothers who are taking courses at Q.E.

I contacted Mr. Peter Lawson in June to ask about fencing off 2,000 square feet of Champlain Park for the children's playground as Q.E. does not have any suitable land for this purpose.

Frontenac County Board of Education will pay for the fencing and will equip the playground. If Parks & Recreation wish to use the playground during the summer months, arrangements can be made.

We would like to erect this fencing before the end of September. May we have your approval for this?

Yours sincerely,

L Norene Billings

(Mrs.) L. Norene Billings

C. M. Osborne.

C. M. Osborne, Principal, Q.E.C.V.I.

SEP 04 1980

Schedule "D" to Report No. 76
(Page 3)

E. A. CRAIGHEAD, M.A.
PRINCIPAL
M. OSBORNE, M.Ed., B.A., B.P.H.E.
VICE PRINCIPAL

Queen Elizabeth Collegiate
and Vocational Institute
[illegible]
KINGSTON, ONTARIO
[illegible]

May 15, 1980

PARKS AND RECREATION
MAY 21 1980
REC'D.

Mr. Douglas Fluhrer, Commissioner
City Parks & Recreation Department
City Hall
Kingston, Ontario

Dear Mr. Fluhrer:

I am investigating the possibility of having a Day Care Centre at Queen Elizabeth Collegiate & Vocational Institute next September. This program would provide free day care to children of any adults taking courses in the school.

I talked at length with Pat Tetrino, Ministry of Community & Social Services. There seems to be few problems in complying with government regulations.

Collins Bay Penitentiary has agreed to build playground equipment for us at a very nominal fee and several lumber companies are willing to donate the materials.

Our biggest problem is the playground itself. We have very little land around the school which could be used for this purpose. There is a narrow strip on the west side of the school between the driveway and the building which could be fenced in. However, I am worried about the winter months when the driveway is icy and teenagers are driving in and out.

On the other side of this driveway is some land which I believe belongs to the City Parks & Recreation Department. Would there be any possibility of having 2,000 square feet of this land fenced and used as the playground for the Day Care Centre? It would provide more play area and be much safer.

Could I have an appointment to discuss this with you?

Yours sincerely,

L Norene Billings

Mrs. L. Norene Billings

Q.E. 25th ANNIVERSARY
MAY 30, 31, JUNE 1, 1980

Schedule "E" to Report No. 76
(Page 1)

Office of the
City Solicitor
Our Ref. No. 80-519

SEP 8 1980

MEMORANDUM

TO: Mr. R.J. Hamilton,
Chief Administrative Officer

FROM: Mr. Norman C. Jackson,
City Solicitor

DATE: September 5, 1980

RE: By-Law No. 9398

As requested, I enclose herewith a draft by-law amending By-Law No. 9398, "A By-Law to Establish the Office of the Chief Administrative Officer".

As previously discussed, Section 3 of By-Law No. 9398 provides that following consultation with appropriate Department Heads, you shall, as set out in Subsection (e), deal with employee negotiations and oversee and co-ordinate the exercise by the Departments of their responsibilities in the appointment, employment, suspension or dismissal of employees in classification 14-10 and above. You have suggested that because of circumstances that have arisen, it would be appropriate for you to have these responsibilities in terms of all employees, provided it is done in consultation with the appropriate Department Heads.

The draft by-law does provide that your responsibilities to oversee and co-ordinate the exercise by the Departments of their responsibilities in the appointment, employment, suspension or dismissal of employees, will apply to all employees. If this is satisfactory, it should be presented to Council.

Norman C. Jackson,
City Solicitor

NCJ/ks
Enclosure

BY-LAW NO. 80-

A BY-LAW TO AMEND BY-LAW NO. 9398, "A BY-LAW TO ESTABLISH THE OFFICE OF THE CHIEF ADMINISTRATIVE OFFICER"

PASSED:

The Council of The Corporation of the City of Kingston enacts as follows:

1. By-Law No. 9398 of The Corporation of the City of Kingston entitled "A By-Law to Establish the Office of the Chief Administrative Officer", is hereby amended by deleting from Subsection (e) of Section 3 the words in the last line thereof, "employees in classification 14-10 and above", and by substituting therefor the words "all employees", so that the second paragraph of Subsection (e) of Section 3 shall now read as follows:

> "Following negotiations he shall recommend changes in existing agreements for consideration of the Committee of the Whole and upon approval of agreements he shall within the terms of the approved collective bargaining agreements and the personnel policies of the Council, oversee and co-ordinate the exercise by the Departments of their responsibilities in the appointment, employment, suspension or dismissal of all employees."

2. This by-law shall come into force and take effect on its passing.

GIVEN FIRST AND SECOND READINGS

GIVEN THIRD READING AND FINALLY PASSED

CITY CLERK

MAYOR

Schedule "F" to Report No. 76
(Page 1)

CORPORATION OF THE
CITY OF KINGSTON
OFFICE OF THE Chief Administrative Officer

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

Our Ref. No. 13-1

September 10, 1980

MEMORANDUM

TO: MAYOR KEYES AND MEMBERS OF COUNCIL

FROM: MR. R.J. HAMILTON, C.A.O.

RE: ANDRE BIELER: AN ARTIST'S LIFE AND TIMES
- REQUEST FROM MERRITT PUBLISHING COMPANY LIMITED
FOR CITY SUPPORT OF THEIR PROJECT

Members of Council have received some considerable background concerning this project and the anticipated costs are shown at the level of $8,925.00. It is expected that the usual run would retail for $34.95 each.

It is extremely difficult to allocate a particular amount to support this project, however, I believe the City would probably be in a position to purchase a number of these books to be used as gifts by the City through the Mayor's office.

Perhaps at this time, members of Council could endorse the project and whenever Alcan have decided on their involvement, we could bring this matter back to Council for discussion and agreement on the number of books the City would be interested in purchasing.

R.J. Hamilton,
C.A.O.

RJH/sd

Schedule "G" to Report No. 76
(Page 1)

CORPORATION OF THE
CITY OF KINGSTON

OFFICE OF THE Chief Administrative Officer

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

Our Ref. No. 7-3

September 10, 1980

MEMORANDUM

TO: MAYOR KEYES AND MEMBERS OF COUNCIL

FROM: Mr. R.J. Hamilton, C.A.O.

RE: KINGSTON SYMPHONY ASSOCIATION
REQUEST FOR SUPPLEMENTARY GRANT

We have reviewed the contents of the letter reported to City Council on September 2, 1980 which was referred to myself for comment.

The Association have indicated that they have incurred a loss of approximately $12,000. for their year ending April 30, 1980 and are therefore requesting additional funding at this time.

It is normally the practice of the City to withhold any increased funding once our budget for the year has been established and we would therefore recommend that the Kingston Symphony Association not receive any additional supplementary grant funding. However, we should instruct the said group to make this request in 1981 for the consideration of City Council.

R.J. Hamilton,
C.A.O.

RJH/sd

Schedule "H" to Report No. 76
(Page 1)

CORPORATION OF THE
CITY OF KINGSTON
OFFICE OF THE Chief Administrative Officer

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

Our Ref. No. 6-3

September 10, 1980

MEMORANDUM

TO: MAYOR KEYES AND MEMBERS OF COUNCIL

FROM: Mr. R.J. Hamilton, C.A.O.

RE: FIRE DEPARTMENT BUDGET - CAPITAL BUDGET

We are forwarding herewith a requisition from the Fire Chief to purchase the "jaws of life", a rescue tool, at a price of $4,800.00 as per his memorandum.

This would complete the required parts for the rescue tool and would avoid budgeting for this project in 1981.

We would therefore recommend that Council authorize the Chief to purchase this part since he has accumulated sufficient savings in 1980 to offset the said unit.

R.J. Hamilton,
C.A.O.

RJH/sd
Encl.

Schedule "H" to Report No. 76
(Page 2)

SEP 9 1980

CORPORATION OF THE
CITY OF KINGSTON

OFFICE OF THE FIRE CHIEF

BROCK STREET FIRE STATION
KINGSTON, ONTARIO

September 8,11980.

TO: Mr. R.J. Hamilton, C.A.O.

FROM: K.A. Cowdy, Fire Chief

SUBJECT: FIRE DEPARTMENT BUDGET - CAPITAL EXPENDITURES

I submit the following information for your consideration.

You will recall during budget deliberations I had reduced the projected cost for a salvage van and the rescue tool (jaws of life).

1. By shopping around we were able to realize a considerable saving on the purchase price of the van itself, and in addition, our staff provided most of the labour in designing the vehicle to our needs. The saving on this vehicle now in service is $4,500.

2. The rescue tool was available in three main parts. We have purchased the power unit and the sheers intending to delay purchase of the jaws to 1981. Again we were able to acquire the two items realizing a saving from the estimated cost. The saving amounted to $1,300.

As sufficient funds remain in the capital category to purchase the remaining parts for the rescue tool, which will no doubt increase in price by next year, I request authorization to purchase the jaws from these funds.

Approximate cost $4,800. which would still leave a surplus of approximately $1,000.

K.A. Cowdy,
Fire Chief.

KAC/bd

Schedule "I" to Report No. 76
(Page 1)

MEMORANDUM

TO: R.J. Hamilton,
Chief Administrative Officer.

FROM: Douglas R. Fluhrer,
Commissioner, Parks & Recreation.

DATE: September 11, 1980

SUBJECT: DISPOSAL OF CITY TREE WOOD
- PARKS & RECREATION DEPARTMENT

ORIGIN: Memorandum dated January 17, 1980, from Douglas R. Fluhrer - Commissioner of Parks & Recreation, to R.J. Hamilton - Chief Administrative Officer re: the above subject, and Resolution of Council, Clause 10, Report no. 13, January 21, 1980.

ANALYSIS: As a result of Council's Resolution, our Department activated the tree wood disposal program in concurrence with the intent of the resolution. Our experience with this program has indicated that certain revisions in our policy would be beneficial, to achieve a larger measure of success -- most specifically, our selling price appears to be on the high side for the conditions of sale.

RECOMMENDATIONS: The selling price of wood be adjusted to the following:

1 cord of wood	--	$75.00 per
1/3 cord of wood	--	$25.00 per
a car trunk load of wood	--	$ 5.00 per

These prices would be applicable on the understanding that the customer would provide his/her own vehicle, and load the respective quantity of wood purchased.

Doug R. Fluhrer

Douglas R. Fluhrer,
Commissioner, Parks & Recreation

DRF/cb
Attachment.

Schedule "I" to Report No. 76
(Page 2)

RESOLUTION OF THE COUNCIL OF
THE CORPORATION OF THE CITY OF KINGSTON

Clause 10, Report No. 13, January 21, 1980

10. That, as recommended by the Commissioner of Parks and Recreation, the following policy for disposal of City Tree Wood be approved:

a) City Employees of the Parks & Recreation Department will take all City tree wood to the Division Street Yard site and City Employees of the Parks & Recreation Department will cut-up, split and stack said wood in slack time.

b) When sufficient wood is available it will be advertised for sale to the general public at the going retail value (no delivery), on a pick-up-your own basis, in one-third cord (4 ft. x 8 ft. x 16 in.) for $30.00 it being understood that the customer provides his own vehicle and loads whatever quantity of wood he buys.

c) A homeowner or neighbour who has a City tree trimmed or removed from in front of or nearby his property may have the wood on an 'as is' basis and it must be moved well back from the street.

d) The policy will be reviewed after a one year trial period.

Schedule "J" to Report No. 76
(Page 1)

CORPORATION OF THE
CITY OF KINGSTON

OFFICE OF THE
City Clerk

CITY HALL
KINGSTON, ONTA
K7L 2Z3
(613) 546-4291

File No. 5-2

MEMORANDUM

TO: Mayor Keyes and Aldermen.

FROM: M. C. Healy,
City Clerk.

DATE: September 2, 1980/Revised September 4, 1980.

RE: Determination of City Members of the Frontenac County Board of Education.

ORIGIN:

Council Communication 579 from the Clerk of the County of Frontenac notifying of the new elected composition of the Frontenac County Board of Education for the 1980 Election.

ANALYSIS:

The 1980 Composition of the Frontenac County Board of Education basically changes only the number of Trustees to be elected by Public School Electors in the City and in the County as follows:

	No. of Members Elected by Public School Electors	
	1978	1980
City	7 *(One trustee per ward)*	6 *(To be determined)*
County	8	9
	(By individual and by groups of municipalities, which does not affect the City.)	

The question now before the City is, "How are the City's 6 Trustees to be elected?".

Prior to 1978, there were 8 or more Trustees and the Trustees elected by the Public School Electors of the City of Kingston were elected by a general vote of all Public School Electors.

In the 1978 election, when there were only 7 Trustees to be elected, By-Law No. 9204, "A By-Law to Provide for the Election of Members of the Frontenac County Board of Education and of the Frontenac-Lennox and Addington County Roman Catholic Separate School Board by the School Electors of the City of Kingston Areas", was passed providing for the election of one Trustee per ward.

Schedule "J" to Report No. 76
(Page 2)

ALTERNATIVES:

The alternatives before Council, as I see them, are:

1) Revert to the election of the 6 Trustees by general vote of all the Public School Electors in the City;

- OR -

2) Provide for the election of the 6 Trustees on the basis of 1 Trustee for each of five wards and 1 Trustee from a combination of two wards.

In order to consider this alternative the following tables of information are submitted:

Table 1

POPULATION

Ward	1978 Population*	1978 Public School Supporters Including Children*	1978 Public School Electors**
Sydenham (1)	6,899	6,399	8,009
Ontario (2)	6,454	5,479	4,733
St. Lawrence (3)	4,979	3,725	3,595
Cataraqui (4)	11,286	8,093	5,352
Frontenac (5)	6,440	4,894	4,672
Rideau (6)	12,132	9,450	5,901
Victoria (7)	11,974	10,037	6,913
TOTALS	60,164	48,077	39,203

* = from Population CENSUS REPORT

** = from 1978 Voters List

(Note: 1979 Ward Population information not supplied in 1979 by Assessment Office.

1980 Ward Population information to be available in October, 1980.)

Table 2

POSSIBLE COMBINATIONS OF ADJOINING WARDS

	Public School Electors
(1) Sydenham	8,009
+ Ontario	4,733
TOTAL	12,742
(2) Sydenham	8,009
+ St. Lawrence	3,595
TOTAL	11,604
(3) Sydenham	8,009
+ Victoria	6,913
TOTAL	14,922
(4) Ontario	4,733
+ St. Lawrence	3,595
TOTAL	8,328

Table 2 (cont'd) POSSIBLE COMBINATIONS OF ADJOINING WARDS

		Public School Electors
(5)	Ontario	4,733
	+ Frontenac	4,672
	TOTAL	9,405
(6)	Ontario	4,733
	+ Rideau	5,901
	TOTAL	10,634
(7)	St. Lawrence	3,595
	+ Cataraqui	5,352
	TOTAL	8,947
(8)	St. Lawrence	3,595
	+ Frontenac	4,672
	TOTAL	8,267
(9)	Cataraqui	5,352
	+ Frontenac	4,672
	TOTAL	10,024
(10)	Frontenac	4,672
	+ Rideau	5,901
	TOTAL	10,573
(11)	Rideau	5,901
	+ Victoria	6,913
	TOTAL	12,814
(12)	Victoria	6,913
	+ Ontario	4,733
	TOTAL	11,646

RECOMMENDATION:

My personal recommendation would be to revert to the election of Trustees to the Frontenac County Board of Education by the General Vote of all Public School Electors in the City.

However, if ward representation is more desirable to the members of Council it would appear that a combination of the following wards might be considered:

		Public School Electors
(A)	Ontario	4,733
	+ St. Lawrence	3,595
	TOTAL	8,328

- OR -

(B)	St. Lawrence	3,595
	+ Cataraqui	5.352
	TOTAL	8,947

since these areas appear more contiguous than the combination of St. Lawrence and Frontenac Wards (8,267).

Schedule "J" to Report No. 76
(Page 4)

RECOMMENDATIONS (cont'd)

Please note that October 1, 1980, is the deadline for passing a by-law to provide for revised election of the Public School Trustees. For election office purposes and nomination purposes, a decision is needed as soon as possible.

My apologies are extended to members of Council for using Public School Population figures instead of Public School Electors in my Report of September 2, 1980.

Respectfully Submitted,

M. C. Healy,
City Clerk.

is

Schedule "J" to Report No. 76
(Page 5)

Table 3

September 12, 1980

School Locations in the City of Kingston

(01) SYDENHAM WARD (4)

Sydenham Public School (Annex of Victoria Public School)
Victoria Public School
Winston Churchill Public School
Kingston Collegiate & Vocational Institute

(02) ONTARIO WARD (1)

Rideau Public School

(03) ST. LAWRENCE WARD (1)

Central Public School

(04) CATARAQUI WARD (4)

Frontenac Public School
John Graves Simcoe Public School
Rideau Heights Public School
Robert Meek Public School

(05) FRONTENAC WARD (2)

First Avenue Public School
Queen Elizabeth Collegiate and Vocational Institute

(06) RIDEAU WARD (6)

Calvin Park School
Centennial Public School
Duncan McArthur Public School
Lord Strathcona Public School
Loyalist Collegiate and Vocational Institute
Crescent School

(07) VICTORIA WARD (3)

Balsam Grove Public School (Annex of Duncan McArthur School)
Polson Park Public School
Portsmouth Public School

Table 4

RECAPITULATION AND WARD AREAS

Ward	No. of Schools of Frontenac County Board of Education	Area	
		Acres	Hectares
01 - Sydenham	4	440±	178.1
02 - Ontario	1	299±	121.1
03 - St. Lawrence	1	272±	110.1
04 - Cataraqui	4	1852±	749.8
05 - Frontenac	2	1830±	740.9
06 - Rideau	6	1238±	501.2
07 - Victoria	3	1544±	625.1
Total	21		

M.C. Healy,
City Clerk

Schedule "K" to Report No. 76
(Page 1)

Our Ref. No. 5-3 September 11, 1980

MEMORANDUM

TO: MAYOR KEYES AND MEMBERS OF COUNCIL

FROM: Mr. R.J. Hamilton, C.A.O.

RE: LABOUR MANAGEMENT COMMITTEE
- SCHEDULING OF GRIEVANCE MEETINGS

We are forwarding herewith comments we received recently from the Labour Management Committee dealing with the procedures concerning future Grievance Committee meetings.

R.J. Hamilton,
C.A.O.

RJH/sd

MEMORANDUM

TO: R.J. Hamilton, C.A.O.

FROM: B.G. Cousens, City Treasurer

DATE: September 11, 1980

RE: Labour Management Committee

The Labour Management Committee met on September 9th, 1980 and submit herewith the following motion:

"Moved by Mr. Dennee and seconded by Mr. Duncan that Grievance Meetings shall be scheduled for 4:30 P.M.; also that Council be advised that the Labour Management Committee acknowledges the five members of Council designated as members of the Grievance Committee, and submits the following recommendation:

> "Where an alternate is required to constitute a quorum, either Mr. Cousens, the City Treasurer, or Mr. Hamilton, the C.A.O. fill the position, bearing in mind that if the particular grievance relates to either of their departments, the other alternate would act as the additional member"

Carried."

Attached herewith is a letter from CUPE Locals 141 and 109 outlining their concerns regarding the above recommendation.

Schedule "K" to Report No. 76
(Page 2)

Local • No.	President • Président	Recording Secretary • Secrétaire Archiviste
141	Don Dennee	Lynn Haver
109	Ken McClelland	A. McArthur

September 9, 1980.

To the Labour Management Committee

CUPE Local 109 and Local 141 have studied the recommendations made to the Committee by Council concerning the composition of the Grievance Committee and the time of meetings.

We have no objections to meetings being held after 4.30 p.m. and hope that this will ensure that meetings are held promptly.

We do have objections to the proposal that all members of Council act as alternates for the members of the Grievance Committee. Our major reason for this is that it is very important at this stage of the grievance procedure for continuity to be maintained. It would be extremely difficult for anyone to deal with grievances on an "ad hoc" basis, when he or she is unfamiliar with the workings of the contracts, and the grievance procedure. In addition, we question the nature of a committee which might have a different composition at every meeting, and feel this would jeopardise a fair hearing.

The grievance procedure is designed to ensure that the grievance is heard first by a supervisor; second, by a Head of Department; and thirdly, by an impartial grievance committee which is not personally involved in the department in which the grievance has arisen.

We agree to the proposal that, where an alternate is required, either Mr. Hamilton, the Chief Administrative Officer, or Mr. Cousens, the City Treasurer, fill this position. Obviously, in cases where a grievance directly relates to either of their departments, the other alternate would act as the additional member of the Committee.

We hope that this may now resolve a difficult situation, and that another meeting of the Committee may be convened as soon as possible to deal with outstanding matters.

L. Haver,
Secretary-Treasurer CUPE Local 141

A. McArthur,
Secretary CUPE Local 109

Schedule"L" to Report No. 76
(Page 1)

Ref. No. 12-8 September 11, 1980

MEMORANDUM

TO: MAYOR KEYES AND MEMBERS OF COUNCIL

FROM: R.J. HAMILTON, C.A.O.

RE: TRANSIENT TRADERS - LICENSING

Mr. Jackson and myself met with Mr. Walter Gargaro of the Chamber of Commerce and Mr. G. Poupore of the Downtown Business Association to discuss our existing Transient and Traders By-Law to ascertain what changes could be made to better accommodate situations such as the Alpine Fashions Mobile Unit which has been operating at the corner of Princess and Wellington Streets.

In this connection, Mr. Jackson prepared a summary of existing regulations concerning the Transient and Traders By-Law and had the following recommendations for Council's consideration:

(1) The By-Law could be amended to provide for a fine of $700.00 rather than the fine of $500.00 which is presently in the by-law.

(2) Any business who has not taken out a license and has started up in business should be fined immediately.

(3) The Transient Traders License must be on display at all times.

(4) Applications for a Transient Traders License must be submitted prior to any actual business being transacted

(5) The application for license must be furnished ahead of time to enable the City to obtain approval on all their existing by-laws and licenses such as Health requirements Fire regulations, etc.

(6) In addition, the application must have a statement containing a full description of the goods, wares

or merchandise that will be offered for sale. It was felt that this would enable the City to better control the existing applications.

(7) Finally, as Mr. Jackson pointed out, if Council desires to change the amount to have for a Transient and Traders license, it is suggested that Council pass a resolution to that affect and immediately forward it to the Minister of Intergovernmental Affairs, who is responsible for the administration of The Municipal Act.

We would therefore recommend that the above items numbered (1) to (7) be adopted in this matter.

R.J. Hamilton,
C.A.O.

RJH/sd
Encl.

SEP 8 1980

Office of the
City Solicitor
Our Ref: 80-683

MEMORANDUM

TO: Mr. R.J. Hamilton
Chief Administrative Officer

FROM: Mr. Norman C. Jackson
City Solicitor

DATE: September 5, 1980

RE: Transient Traders

As requested, I am providing you with the legislative background for the licensing of transient traders. The City of Kingston By-law No. 7 entitled "A By-law to license and regulate certain trades" is a general consolidation of all licensing matters of the City of Kingston. Section 64 of By-law No. 7 provides for the licensing of transient traders. This section provides the definition of transient traders and provides for a licence fee of $500.00. Under Section 66 of the by-law, the City Treasurer is required to issue all transient trader's licences and is required to report to City Council for confirmation of such licences once per year. Section 64 and 66 of By-law No. 7 are set out hereafter for your information. These provisions also set out that a person who carries on a business without a licence is guilty of a penalty of $500.00.

By-Law No. 7 - Section 64 - Transient Traders

Any person or persons whose names have not been entered upon the Assessment Rolls of the City of Kingston for the then current year or whose names may be entered on the Assessment Roll for the first time in respect of business assessment and who offer goods, wares or merchandise for sale by auction, conducted by themselves or by a licensed auctioneer or otherwise, or who offer goods, wares or merchandise for sale in any other manner shall pay a transient trader's license fee before commencing to trade.

For the purpose of this section,

(a) "Transient Trader" includes any person commencing business in the City of Kingston who has not resided continuously in the City of Kingston for at least three months next preceding the time of his commencing such business there. A corporation or partnership, shall for the purpose of this by-law be deemed to be a person.

b) This by-law shall not apply to the sale of the stock of a bankrupt or insolvent within the meaning of any bankruptcy or insolvency Act in force in Ontario, nor to the sale of any stock damaged by or by reason of fire provided that such stock was on sale in the City of Kingston prior to the bankruptcy or insolvency or fire and that no goods, or merchandise are added to such stock.

c) The by-law shall not apply to the sale of a business to a bona fide purchaser who continues the same.

(d) The fee to be paid for a transient trader's licence by a farmer, resident in Ontario, who offers for sale only the produce of his own farm shall be $5.00.

(e) The fee to be paid for a transient trader's licence to operate a business in the City of Kingston shall be $500.00.

(f) The sum paid for a transient trader's licence shall be credited to the person paying it, or to any bona fide purchaser of the business who carries on the same on account of taxes payable by him in respect of the business and in respect of property taxes on land used for or in connection with the business if such land is owned by the person carrying on the business during the year in which the license was issued and five years thereafter.

(g) Every transient trader who carries on a business without a licence shall be guilty of an offence and shall incur a penalty of Five Hundred Dollars ($500.00) being an amount equal to the amount of the licence which he should have paid, exclusive of costs, and in default of payment of the said penalty and costs, the same may be levied by distress and sale of the goods and chattels of the offender, and in case of there being no distress found from which the penalty and costs can be levied, the convicting magistrate may commit the offender to the common gaol of the County of Frontenac for a term not exceeding sixty days unless the said penalty be sooner paid.

(h) Every transient trader shall cause his licence to be prominently and permanently displayed in his place of business during the full term in which he is carrying on business as a transient trader and in default thereof he shall incur a penalty of not less then $1.00 and not more than $10.00.

(i) Persons claiming exemption from the provisions of this by-law by reason of the fact that they take orders for fruits and garden produce from customers in advance and later fill such orders by delivery of such fruits and garden produce from a vehicle on the streets or alleys of the City of Kingston must show on the demand of any duly authorized Municipal or Peace Officer proof of such advance orders from all such customers for each delivery made to substantiate such application for exemption.

(j) Every applicant for a transient trader's licence shall make application in writing to the Council of the City of Kingston, and as part of his application shall furnish a statement containing a full description of the goods, wares or merchandise which he proposes to sell or offer for sale under such license, and shall file the said application with the Clerk-Comptroller and deposit at the same time with the City Treasurer, the sum of Five Hundred Dollars ($500.00), the amount to be paid for the said licence. If the transient trader's license be not granted, the money deposited shall be returned to the applicant.

y-law No. 7 - Section 66

he City Treasurer shall issue all Transient Trader's Licences and hall report to Council for confirmation of such licences once per ear.

I would point out that every transient trader is required nder Section 64 to take out a transient trader's licence and to pay he transient trader's licence fee before commencing to trade and hould any transient trader commence the trade without a licence I ould ask that reports of same be provided to me immediately so that can prosecute these matters in Provincial Court.

Schedule "L" to Report No. 76
(Page 4)

Through correspondence received by City Council it would appear that there is a question as to who can be licensed as transient traders and as to what the amount of the licence fee can be. Transient traders are defined in The Municipal Act in the same way they are defined in By-law No. 7. Paragraph 16 and 17 of Section 383 of The Municipal Act, R.S.O. 1970, define a transient trader as a person commencing business who has not resided continuously in the Municipality for at least three months next preceding the time to his commencing such business there and as persons who's names are not on the assessment role, but offer goods, wares or merchandise for sale by auction, otherwise, or for sale in any other manner. Accordingly, this term applies to many types of traders in goods. The Provincial legislation in the Municipal Act, in paragraph 17 of Section 383 also provides in clause (d) that the fee to be paid for a transient trader shall not be less then $100.00 and shall not exceed $500.00. The City of Kingston By-law No. 7 is, therefore, at the maximum licence fee permitted, namely $500.00. If it is thought that the licence fee should be equivalent to business taxes, and accordingly a higher fee, this could be passed in a by-law by the City, but only after the Provincial legislation has been changed. The City could ask the Province to change The Municipal Act by way of a general amendment to The Municipal Act to provide for a higher licence fee for transient traders or the City could ask that it be changed by way of Private Bill being an amendment to the City of Kingston Act. I would recommend that if Council does desire to change the amount of the fee for a transient trader that it pass the resolution to that effect and immediately forward it to the Minister of Intergovernmental Affairs who is responsible for the administration of The Municipal Act.

In the interim, City Council could pass a by-law without an amendment to The Municipal Act to deal with the amount of a fine for one who trades without a licence. The Municipal Act, in clause (g) of paragraph 17 of Section 383 provides that the fine shall be equal to the licence fee plus a sum of not less than $10.00 and not more than $200.00. Since our licence fee is $500.00 it would be possible to have a fine up to $200.00 in addition to that, and accordingly, the by-law could be amended to provide for a fine of $700.00 rather than the fine of $500.00 that is presently in the by-law.

Before issuing any transient trader's licences I also recommend that our Treasury Department, who are charged with the issuing of the licences, require that a proper licence application be filled out in accordance with The Municipal Act, including a full description of the goods, wares and merchandise proposed to be sold. At the time of the issuance of the licence a check should be made to ensure that all municipal by-laws and Provincial regulations are being adhered to.

NCJ/nr

Norman C. Jackson
City Solicitor

COMMITTEE OF THE WHOLE

MOTIONS

(1) Moved by Ald. Knapp,
Seconded by Ald. Bishop,

That the following motion (2) of Ald. Knapp and Ald. Bishop, tabled at the Committee of the Whole Meeting on September 8, 1980, be LIFTED FROM THE TABLE.

(2) Moved by Ald. Knapp
Seconded by Ald. Bishop

WHEREAS diminished representation on the Frontenac County Board of Education could result in the City's educational requirements not being duly considered; and

WHEREAS the City's representation on the Board of Education is not proportional to the total monies received by the Board of Education;

THEREFORE BE IT RESOLVED that appropriate measures be taken to determine whether the City can withdraw from participation in the Frontenac County Board of Education for the purposes of establishing a City-wide Board of Education with members elected by the City.

The following was referred by council at its meeting held September 8th to the Committee of the Whole.

(3) Moved by Ald. Lampropoulos,
Seconded by Ald. Timmins,

WHEREAS there is growing concern about the future of the lands along Little Cataraqui River, the pressure to build along and close to the water is increasing and more demands for development can therefore be expected, and there are increasing concerns for and awareness of the environmental value of the natural habitat;

AND WHEREAS the development that has taken place in recent years is changing the valley, so that previous studies of the flood plain made by the Conservation Authority are limited in the information they contain and are in certain respects out of date;

AND WHEREAS it is necessary that in making decisions regarding the valley there be more complete and accurate information ;

NOW THEREFORE BE IT RESOLVED THAT the Conservation Authority be requested to undertake a new study of the Little Cataraqui River, both with respect to the flood plain and the environmental values.

AND ALSO BE IT RESOLVED THAT in undertaking the study there shall be full consultation with the Minister of Natural Resources, the Ministry of the Environment, the Little Cataraqui Environment Association and other interested groups, and that the study be undertaken in 1981.

AND ALSO BE IT RESOLVED THAT the Township of Kingston be requested to support this request and join in the study.

COMMITTEE OF THE WHOLE (Cont'd)

MOTIONS

The following Notice of Motion and proposed amendment were referred by Council at its meeting held on September 2, 1980 to the Chief Administrative Officer, the City Solicitor and the City Clerk,

See attached Schedule "1", 2 pages, for their report.

4(A) Moved by Ald. Hawkins,
Seconded by Ald. Matthews,

That council review the present system of municipal election of aldermen - re - two aldermen per ward for the present seven wards; and consider developing a new structure creating ten wards with one aldermen elected per ward;

That the City Clerk be directed by council to create a new ten ward system by population for consideration by council prior to November 1, 1980;

That the new structure, if approved by council, would be adopted and implemented prior to 1982 Municipal Elections.

4(B) Moved by Ald. Clark,
Seconded by Ald. Hawkins,

That the Motion of Ald. Hawkins and Ald. Matthews be amended by deleting the words "creating ten wards with one alderman elected per ward" in the first paragraph; and by deleting the word "ten" and the words "by population" in the second paragraph.

Schedule 1

(Page 1)

File No. 5-2

MEMORANDUM

TO: Mayor and Aldermen.

FROM: R. J. Hamilton,
Chief Administrative Officer;

- and -

N. C. Jackson,
City Solicitor;

- and -

M. C. Healy,
City Clerk.

DATE: September 12, 1980.

RE: Review of Present System of Municipal Election of Aldermen.

The proposed motion of Ald. Hawkins and Ald. Matthews concerning the creation of a ten ward system for the election of Aldermen and the proposed motion of amendment of Ald. Clark and Ald. Hawkins was referred to staff by Council for our comment and discussed by the undersigned as requested by Council.

There are many different solutions possible, one of which we recommend for Council's consideration as follows:

That an application be authorized to the Ontario Municipal Board for the redivision of the City of Kingston into 5 wards of roughly equal population, by combining four of the existing wards into two wards with no change to the remaining three wards, as follows, to be effective for the 1982 election:

Ward No.	Comprised of	1978 Population	Area Acres
1	Former Sydenham Ward	6,899	440
	and Ontario Ward	6,454	299
		13,353	739±
2	Former St. Lawrence Ward	4,979	272
	and Frontenac Ward	6,440	1,830
		11,419	2,102±
3	Former Cataraqui Ward	11,286	1,852±
4	Former Rideau Ward	12,132	1,238±
5	Former Victoria Ward	11,974	1,544±

.../2

Schedule 1

(Page 2)

With two aldermen per ward, plus the Mayor, an 11 member Council will result.

School Board representation would have to be on a combination of area basis depending on revisions to the number of trustees to be elected in 1982.

Respectfully Submitted,

R. J. Hamilton,
Chief Administrative Officer.

N. C. Jackson,
City Solicitor.

M. C. Healy,
City Clerk.

/is

(B) That Council rise from the Committee of the Whole and the Chairman report.

REPORT OF THE COMMITTEE OF THE WHOLE

(C) That the Report of the Committee of the Whole be adopted, approved and confirmed.

MOTIONS

NOTICES OF MOTION

BYLAWS

(A) That By-Laws 1 to 7 be given their First & Second Readings.

(B) That Rule No. 34 of By-Law No. 1 be suspended for the Purpose of Giving By-Laws 2 & 3 their Third Reading.

(C) That By-Laws 2, 3, 7 and 8 be given Third Reading.

(1) A By-Law to Amend By-Law No. 9398, "A By-Law to Establish the Office of the Chief Administrative Officer".

FIRST & SECOND READINGS
Clause 5, Report No. 76, 1980 PROPOSED NO. 80-202

(2) A By-Law to Repeal By-Law No. 9204, "A By-Law to Provide for the Election of Members of The Frontenac County Board of Education and of The Frontenac - Lennox & Addington County Roman Catholic Separate School Board by the School Electors of the City of Kingston Areas".

THREE READINGS
Clause 10(C), Report No. 76, 1980 PROPOSED NO. 80-203

(3) A By-Law to Provide for the Election of Members of The Frontenac County Board of Education and of The Frontenac - Lennox & Addington County Roman Catholic Separate School Board by the School Electors of the City of Kingston Areas".

THREE READINGS
Clause 10(C), Report No. 76, 1980 PROPOSED NO. 80-204

(4) A By-Law to Amend By-Law No. 7, "A By-Law to License and Regulate Certain Trades".

FIRST & SECOND READINGS
Clause 12, Report No. 76, 1980 PROPOSED NO. 80-205

(5) A By-Law to Authorize the Execution of an Agreement with W.A. Thompson (Sewer Connection: 131 King Street West).

FIRST & SECOND READINGS
By-Law No. 14 PROPOSED NO. 80-206

BYLAWS (Cont'd)

(6) A By-Law to Repeal By-Law No. 3923, "A By-Law to Provide for Entrusting the Control and Management of a Public Transportation System to the Public Utilities Commission of the Corporation of the City of Kingston ."

FIRST & SECOND READINGS
Clause 1, Report No. 75A, 1980 PROPOSED NO. 80-207

(7) A By-Law to Confirm the Procedings of Council at its Meeting Held on September 15, 1980.

THREE READINGS
City Council Meeting No. 45, 1980 PROPOSED NO. 80-208

(8) A By-Law to Authorize a Petition to The Honourable The Lieutenant Governor and The Legislative Assembly of Ontario for a Private Bill to Transfer the Jurisdiction to Licence, Regulate and Govern Taxi-Cab Owners and Drivers, Carters and Second-Hand Dealers from the Board of Commissioners of Police of The City of Kingston to the Council of The Corporation of The City of Kingston.

THIRD READING
Clause 13, Report No. 74, 1980 PROPOSED NO. 80-198

UNFINISHED BUSINESS

ADJOURNMENT

QUEEN'S UNIVERSITY LIBRARY
DOCUMENTS DEPARTMENT
OCT 2 - 1980

CITY COUNCIL MEETING NO. 45

The Regular Meeting of City Council was held on Monday, September 15, 1980 commencing with an In Camera Session from 7:00 p.m. to 8:05 p.m. in the Loyalist Room, City Hall, and continued in the Council Chamber at 8:10 p.m. His Worship Mayor Keyes presided.

(Loyalist Room)

ROLL CALL

Mayor Keyes, Ald. Bishop, Ald. Clark, Ald. Clements (arrived at 7:10 p.m.), Ald. Gerretsen, Ald. Gorham, Ald. Hawkins, Ald. Knapp, Ald. Lampropoulos, Ald. Matthews (arrived at 7:15 p.m.), Ald. McArthur, Ald. Miller, Ald. Tarnowecky, Ald. Timmins, Ald. Webb (15)

ADMINISTRATIVE STAFF PRESENT

Mr. R.J. Hamilton, Chief Administrative Officer;
Mr. M.C. Healy, City Clerk;
Mr. N.C. Jackson, City Solicitor;
Mr. K.S. Ready, Director of Personnel;
Mr. D. Fluhrer, Commissioner of Parks & Recreation.

COMMITTEE OF THE WHOLE IN CAMERA

(A) Moved by Ald. Gerretsen,
Seconded by Ald. Gorham,

That Council resolve itself into the Committee of the Whole In Camera to consider the following items:

(1) Land Sale - Closed Portion of Davidson Street
(2) Land Sale - Industrial Park - Counter Street
(3) Land Acquisition or Lease - Lake Ontario Park
(4) Land Sale - Former Kingscourt School Site
(5) Land Acquisition - 10 Auld Street

CARRIED

(Council Chamber)

ROLL CALL

Mayor Keyes, Ald. Bishop, Ald. Clark, Ald. Clements, Ald. Gerretsen, Ald. Gorham, Ald. Hawkins, Ald. Knapp, Ald. Lampropoulos, Ald. Matthews, Ald. McArthur, Ald. Miller, Ald. Tarnowecky, Ald. Timmins, Ald. Webb (15)

ADMINISTRATIVE STAFF PRESENT

Mr. R.J. Hamilton, Chief Administrative Officer;
Mr. N.C. Jackson, City Solicitor;
Mr. K. Linseman, Administrator, Traffic, Streets & Parking.
Mr. M.C. Healy, City Clerk.

(B) Moved by Ald. Bishop,
Seconded by Ald. Clark,

That Council rise from the Committee of the Whole In Camera and the Chairman report.

CARRIED

* ** *

REPORT OF THE COMMITTEE OF THE WHOLE IN CAMERA

The Chairman reported that the following motion was considered in the Committee of the Whole In Camera, that there would be a report to council on item 1 on th agenda and that items 3, 4 and 5 were deferred to a future meeting.

(1) Moved by Ald. Gorham,
Seconded by Ald. Bishop,

That no action be taken to accept the offer to purchase dated September 9, 1980, by Thomson Photo Specialty Co. Ltd. on the property fronting on the north side of Counter Street, shown as Lot 12B on Scheme 1, Sketch of Clyde Farm.

CARRIED 10:5

* * *

(C) Moved by Ald. Clements,
Seconded by Ald. Gorham,

That the Report of the Committee of the Whole In Camera be adopted, approv and confirmed.

CARRIED

MINUTES

Moved by Ald. Hawkins,
Seconded by Ald. Knapp,

That the Minutes of Meeting No. 42 held on August 28, 1980 and the Minutes of Meeting No. 43 held on September 2, 1980 be confirmed.

CARRIED

COMMUNICATIONS

Council consented to the addition of Communication Nos. 609 to 612.

Filed

(601) From Mr. J.E. Taylor, Clerk-Administrator, Court House, Kingston, forwarding a revised copy of the trustee apportionment for the County of Frontenac.

The reason that the County has one more trustee this election is because the calculations show that the City of Kingston loses one. So now there are nine members on the Frontenac County Board of Education.

(Note: Copies have been distributed to all members of council)

File No. 5-2

COMMUNICATIONS (Cont'd)

Filed

(602) From Joyce Kenny, Chairman, N.I.P. Area Committee, advising that on September 8, 1980 their committee passed the following motion concerning 428A Barrie Street (Kingston Azores Soccer Club):

> "That the N.I.P. Area Committee is unable to justify the use of N.I.P. funds to purchase the property at 428A Barrie Street".

File No. 8-3.16

Which had been Referred to the Planning Board

(603) From Leonard Dover, President, Firehall Restaurant (Kingston) Limited submitting a statement of their position with regard to the proposed extension to the Howard Johnson Hotel.

The Firehall Restaurant does not object to Phase I and with reservations, agree with that part of Phase II calling for a two storey addition behind the Hotel.

The northerly section of Phase II, which abuts property occupied by the Restaurant under lease from the City, is of serious concern inasmuch as it poses an ongoing danger to the waterfront view of the Restaurant and the planned use of the easterly part of the property for outdoor dining.

If the roof height of the one-storey addition is limited as closely as possible to the same height as the existing grade level of the Firehall Restaurant, and no alterations or additions are allowed on the roof without approval of the City and the Firehall Restaurant, then the Firehall is in agreement with this addition.

(Note: Copies have been distributed to all members of Council)

File No. 3-7.14

Filed

(604) From Rev. Lois Wilson thanking the City for its congratulatory message on the occasion of being elected Moderator of the United Church of Canada.

File No. 3-6

COMMUNICATIONS (Cont'd)

Filed

(605) From the Association of Counties and Regions of Ontario advising of a one day seminar/workshop for municipalities on Energy Conservation - Programs and Activities to be held on Wednesday, October 8, 1980 from 10:00 a.m. to 4:30 p.m. at the Holiday Inn, 150 George Street, Peterborough.

The registration fee is $25.00 which includes luncheon and seminar material

File No. 1-8

Which had been Referred to the City Solicitor

(606) From Mildred J. Morton, Barrister & Solicitor, in the matter of The Munici Act, R.S.O. 1970, c. 284, as amended, and in the matter of The Municipal Arbitrations Act, R.S.O. 1970, c. 286, between David Herrington and the City of Kingston.

Mr. David Herrington desires that the following claim be determined by The Official Arbitrator for the City of Kingston:

> "As a result of the closing of Davidson Street in the City of Kingston, David Herrington has been deprived of ingress and egress to and from his place of residence situated at 52 Pembroke Street.
> David Herrington has not consented to the passing of the by-law closing Davidson Street and therefore claims that he be provided with a convenient way of access to his residence, or, in the alternative, compensation therefore in the amount of $15,000.00, pursuant to s. 444 of The Municipal Act, R.S.O. 1970, c. 284, as amended".

File No. 20-9.12

For the Attention of Members of Council

(607) Notice of Meeting of the Kingston Area Economic Commission on Thursday, September 18, 1980 at 7:30 p.m. at City Hall, with organizations represent by the Commission to discuss the aims and objectives of the Commission, progress to date and the role of municipal committees in achieving the desired results.

Referred to the Planning Board

(608) From Homestead Land Holdings Limited concerning land for park purposes, 89 unit apartment, Ontario Street. (Report No. 72, Clause 2, 1980).

Homestead Land Holdings Limited are in receipt of the City's letter advisi that council will accept cash in lieu of land, but Homestead advises that such offer has been made and the acceptance is somewhat premature. Homestead also advises that parks are not permitted in this parcel and tha a conveyance to the City will not reduce the number of suites permitted, fixed at 89 maximum, regardless of area.

File No. 17-2.1 & 17-4

COMMUNICATIONS (Cont'd)

Filed

(609) From the Little Cataraqui Environment Association commending the proposal of Ald. Lampropoulos and Ald. Timmins that a study be done of the environmentally sensitive lands bordering the Little Cataraqui Creek. The Association feels that it is essential that Kingston Township be involved in it and that recommendations or guidelines ensuing from the study be binding upon all parties agreeing to them.

(Note: Copies have been distributed to all members of council)

File No. 3-16

(610) From Mr. J.E. Taylor, Clerk-Administrator, Court House, Kingston, acknowledging receipt of the City's letter regarding amalgamation of the Townships of Kingston and Pittsburgh and advising that the letter will be presented to County Council at its next session to be held October 14 and 15, 1980.

File No. 1-2.9-1

Which had been Referred to the Mayor

(611) From Mr. Ross McMahon, Realtor, regarding the L.A.C.A.C. Committee. Until recently, Mr. McMahon was under the impression that this Committee consisted to a degree at least, of professional architects. However, after obtaining a list of the members from the City, Mr. McMahon has learned that three of the members are not only completely unknown to himself, but more important, their qualifications for influencing decisions that affect the lives of so many people are, at least to Mr. McMahon, and presumably to many others, an unknown quantity.

Since Mr. McMahon is extremely critical of some of the decisions to designate certain buildings as having historical and/or architectural value, and since he assumes that at least some other people would share his feelings, he suggests that the City has an obligation to publicize the names, past experience and qualifications that justify their being given authority to even recommend the designations of the buildings in question.

It is Mr. McMahon's hope that his suggestion will be of assistance to the community as a whole.

File No. 2-4.1

Filed

(612) Copy of a letter to Mr. Ross McMahon from Mayor Keyes in reply to Mr. McMahon's letter regarding the L.A.C.A.C. Committee.

Mayor Keyes has advised Mr. McMahon that in determining membership on this committee, council has attempted to make certain that these people have reasonable qualifications related to a knowledge of architecture, as well as the history of this community.

Mayor Keyes agrees that there should be a reasonable degree of architectural knowledge for people selected for the committee, but he also feels that what perhaps is more significant is a knowledge of the architectural styles of particular periods of history, and Mayor Keyes believes that this trait can be found in the curriculum vitae of several of the members.

ile No. 2-4.1

COMMITTEE OF THE WHOLE

(A) Moved by Ald. Lampropoulos,
Seconded by Ald. Matthews,

That Council resolve itself into the Committee of the Whole to hear a delegatio
receive reports and to consider motions.

CARRIED

(B) Moved by Ald. Tarnowecky,
Seconded by Ald. Timmins,

That Council rise from the Committee of the Whole and the Chairman report.

CARRIED

* * *

REPORT OF THE COMMITTEE OF THE WHOLE

The Chairman reported that the following delegation, reports and motions were considered in the Committee of the Whole as follows:

DELEGATION

(1) Dr. Stewart Fyfe reported on negotiations being undertaken for an exchange
lands between C.M.H.C. - O.H.C. and the Conservation Authority, located wes
of Division Street and north of Hwy. 401.

He also reported on a proposal before the Conservation Authority for a new Flood Plain Study of the Little Cataraqui Creek, south of Hwy. 401.

REPORTS

Report No. 75 - Planning Board

Ald. Clements presented Report No. 75 of the Planning Board.

Moved by Ald. Clements,
Seconded by Ald. Matthews,

That Report No. 75 of the Planning Board be received and considered.

REPORT NO. 75

September 10, 1980

To the Mayor and Members of Council:

The City of Kingston Planning Board reports and recommends as follows:

1. WHEREAS City Council, on May 20th, 1980, adopted the following resolution:

REPORTS (Cont'd)

Report No. 75 - Planning Board

1. (Cont'd)

> *"That the City of Kingston endorse the application of Allimor Corporation to lease additional land, presently owned by Transport Canada or another Federally owned Government Agency, located on the north side of Brock Street, east of the lands presently leased from the Federal government and west of the former railway right-of-ways, subject to the following conditions:*
>
> *a) that landscaping of all of the lands to be leased, plus those already leased, shall be completed within six months from the signing of the lease with the federal government;*
>
> *b) that there will be no enclosed structures built on the new lands to be leased; and*
>
> *c) that no structures on leased lands east of the Firehall Restaurant shall be built which would obstruct the view from the ground floor or other levels, of the Firehall Restaurant.*
>
> *And further, that the office of the Harbour Master be relocated in the same general area as now located."*

and

WHEREAS the City is now in receipt of an application for Site Plan Control approval under Section 35a of The Planning Act for an extension to the Howard Johnson Hotel onto lands referred to in the aforementioned resolution; and

WHEREAS the proposed extension would not be in conformity with the aforementioned resolution;

THEREFORE BE IT RESOLVED THAT Council rescind the resolution of May 20, 1980 with respect to expansion of the Confederation Place Hotel, in order to consider the matter of the site plan control application and the Planning Board's recommendation for approval thereof, subject to certain conditions.

CARRIED AS AMENDED 12:3
See Recorded Vote
See following motion of amendment

Moved by Ald. Bishop,
Seconded by Ald. Tarnowecky,

That Clause 1 of Report No. 75 be amended to delete the word "reconsider" in the first line of the last paragraph and to substitute therefor the word "rescind".

CARRIED

Ald. Webb requested a recorded vote on Clause 1, as amended, which was as follows:

YEAS: Mayor Keyes, Ald. Bishop, Ald. Clark, Ald. Gerretsen, Ald. Gorham, Ald. Hawkins, Ald. Knapp, Ald. Lampropoulos, Ald. Matthews, Ald. McArthur, Ald. Tarnowecky, Ald. Timmins (12)

NAYS: Ald. Clements, Ald. Miller, Ald. Webb (3)

REPORTS (Cont'd)

Report No. 75 - Planning Board

2. WHEREAS a Site Plan Control application has been received from Allimor Corporation, Amitas Investments and Dohmar Investments, for a proposed extension to the Howard Johnson Confederation Place Hotel;

THEREFORE BE IT RESOLVED THAT the following plans:

Plan #SP1	- Location -	Scale 1"=40'	80/07/10
Plan #1	- Ground Floor	Scale 1/8"=1'0"	80/07/10
Plan #1a	- Ground Floor	Scale 1/8"=1'0"	80/07/10
Plan 2	- First Floor	Scale 1/8"=1'0"	80/07/10
Plan #2a	- First Floor	Scale 1/8"=1'0"	80/07/10
Plan #3	- Elevation	Scale 1/8"=1'0"	80/07/07
Plan #3a	- Elevation	Scale 1/8"=1'0"	80/07/07

be approved subject to the following conditions:

A. That the existing Lease between the City of Kingston and Allimor Corporation be amended to the satisfaction of the City Solicitor to:

a) delete the section which restricts the use of land leased by the Federal Government to Allimor Corporation to landscaping only;

b) add a clause limiting use of the entire site to uses as specified in the revised Development Control Agreement.

c) that the roof height of the northerly section of Phase II where it abuts property occupied by the Fire Hall Restaurant, shall be limited to one-storey, as shown on Plan #3a, and that the roof height of the proposed addition be limited as closely as is practical to the same height as the existing grade level at the rear of the Firehall Restaurant; that no visual obstruction of any kind be permitted on the roof, including mechanical or air conditioning units; and that the roof shall not be used for any purpose that would create any obstruction of view from the Firehall Restaurant.

B. That the existing Development Control Agreement be amended to the satisfaction of the City Solicitor to delete existing references to landscaping of the subject area.

(Note: These are replaced by references to landscaping in the following section)

REPORTS (Cont'd)

Report No. 75 - Planning Board

2. (Cont'd)

C. That the owner shall enter into a revised Development Control Agreement which shall include the following conditions:

a) *that development shall be in accordance with the above listed plans;*

b) *that the existing Brock Street sidewalk, curb, gutter and boulevard be extended easterly, at the owner's cost, to the easterly limit of the property, in a manner which is compatible with the proposed City walkway improvements;*

c) *that the road surface at the foot of Brock Street where it passes the souteast corner of the development shall be widened, at the owners' cost, if considered necessary by the City to facilitate vehicular movement to and from the Federal dock; and should there be cobblestones within the said area, the owner shall remove same and return to the City, at the owner's expense.*

d) *that relocation of overhead electrical services shall be carried out to the satisfaction of the Public Utilities Commission;*

e) *that landscaping of the site shall take place as part of Phase I, and a landscaping plan shall be subject to City approval prior to the issuance of a building permit, and shall be implemented prior to June 1, 1981, unless a building permit for Phase II construction has been requested by that date, in which case a revised Landscaping Plan shall be submitted for City approval prior to issuance of the building permit;*

f) *that the owner agrees not to object to any proposed future parking garage in the area with any deficit being charged as a special levy against property owners within the benefiting area;*

g) *that all exterior air conditioning or mechanical units shall be screened in a manner which is satisfactory to the City;*

h) *that the owner agrees not to object to proposed local improvements on land adjacent to its property.*

CARRIED AS AMENDED

(See following motions of amendment)

REPORTS (Cont'd)

Report No. 75 - Planning Board

2. (Cont'd)

Moved by Ald. Webb,
Seconded by Ald. Gerretsen,

That the lease with Allimor Corporation and the City of Kingston include an agre ment not to acquire any further lands adjoining this property, either by purchas lease or by any other means.

LOST 3:12

Moved by Ald. Gorham,
Seconded by Ald. Clark,

That Clause 2. C. f) be amended to delete the word "a" in the first line and sul stitute therefor the word "any", and that the following words be added at the e of Clause 2. C. c), "and should there be cobblestones within the said area, the owner shall remove same and return to the City, at the owner's expense".

CARRIED

Moved by Ald. Gerretsen,
Seconded by Ald. Webb,

That subsection h) of Clause 2. C. form part of Clause 2. A. as subsection c), and that subsection i) of Clause 2. C. become subsection h).

CARRIED

3. WHEREAS the City of Kingston authorized a Need and Demand survey to determine the need for senior citizen and family housing in the City of Kingston ; and

WHEREAS the Need and Demand Survey was conducted, and identifies a need for twenty-two senior citizen rent-geared-to-income units, and sixty-five market rental units to August 31, 1981, and a need for twenty-two family units rent-geared-to-income;

THEREFORE BE IT RESOLVED THAT this information be adopted as a supplement to the Municipal Housing Statement, and that the Ministry of Housing be requested to provide accommodation for the identified family unit need through the Rent Supplement Program;

AND BE IT FURTHER RESOLVED that the identified need for senior citizens units be shown on the Annual Housing Review as units required for which a program has not yet been selected.

LOST 3:12

REPORTS (Cont'd)

Report No. 75 - Planning Board

4. WHEREAS, at the request of the City of Kingston, the Ministry of Housing has conducted a survey to analyze the need for senior citizen and family housing based on the Local Housing Authority waiting list; and

WHEREAS the survey identifies no need for senior citizens units and thirteen to seventeen family units to August, 1981;

THREFORE BE IT RESOLVED that Council adopt this information as a supplement to the Municipal Housing Statement and the Ministry of Housing be requested to provide accommodation for the identified family unit need through the Rent Supplement Program.

CARRIED

5. WHEREAS the Ministry of Housing has requested the City to complete the Annual Housing Review to assist in financial planning; and

WHEREAS the need for thirteen to seventeen family rent-geared-to-income units was identified from the applications on file with the Kingston Housing Authority; and

WHEREAS the need for twenty-two family rent-geared-to-income units was identified from responses to the City of Kingston need and demand survey; and

WHEREAS the need for twenty-two senior citizen rent-geared-to-income and sixty-five market rental units was identified from responses to the City of Kingston need and demand survey;

THEREFORE BE IT RESOLVED that the Annual Housing Review be adopted, endorsing these targets.

(Note: Copy of the Annual Housing Review for 1981 is attached as Schedule 'A' - 4 pages)

REFERRED BACK TO PLANNING BOARD

See following motion

Moved by Ald. Clements,
Seconded by Ald. Tarnowecky,

That Clause 5 be referred back to the Planning Board.

CARRIED

Respectfully submitted,

(Signed) *John Clements* (Chairman)
K. Matthews
Ken Keyes
W. Knapp
Lois E. Miller
Grant Timmins

Schedule "A" to Report No. 75
(Page 1)

Annual Housing Review 1981
Form A

Date *Sept. 1980*

Region/Municipality *City of Kingston*

Geographic Code

In an effort to continuously upgrade and encourage provincial government assistance to and cooperation with municipalities, the Annual Housing Review 198.1 (AHR '81) now includes the following questions associated with the program administration:

(Please (✓) the appropriate box.)

1. Do you have sufficient information on assisted housing programs?

Yes 22. ☒

2. If 'NO', on which programs do you require additional information?

23.

Municipal Non–Profit ☐	Private Non–Profit ☐	Co–op. ☐	Rural Senior Citizen Housing ☐	Rent Supplement ☐
Private Assisted Rental ☐	Municipal Public Housing ☐	Provincial Public Housing ☐		Municipal Housing Statements ☐

3. Has the information you have received on various programs been satisfactory?

Yes 24. ☐

4. If 'NO', please indicate how you think it could be improved.

COMMENTS: *See question 6 and letter attached.*

5. Have Ministry personnel been helpful in meeting your information and assistance needs?

Yes 25. ☐

6. Please specify any improvements that you think could be made.

COMMENTS: *In the Municipal Non-Profit Manual a table of contents should be provided and the Sections properly named and numbered. Recent revisions referred to Sections not identifiable in the Copy received here. Although a letter was sent requesting the missing parts to which reference was made no response has yet been received. (See copy of letter attached).*

Please return this form to:
Ministry of Housing
Market Surveys Section
101 Bloor St.W., 13th Fl.
Toronto, Ontario M5S 1P8

Thank you for your cooperation.

Schedule "A" to Report No. 75
(Page 2)

Ministry
of
Housing
Ontario

Questionnaire

Annual Housing Review '81

Code

Region/Municipality of *City of Kingston* Date *September 1980*

This questionnaire is comprised of seven tables.

Where the municipality has identified programs the appropriate table should be completed. For those who have not selected a specific program, but who have identified a need, Table 5 should be completed.

Ministry of Housing staff is available to work with the municipality to determine which program is the most suitable.

Table 1 — Non-Profit Housing Program

Program Highlights (see Ministry outlines for details.)
Provides integrated housing with up to 50% of senior citizen or up to 25% of family housing projects at rents geared to income. The remaining units are made available at market rents.

A. Senior Citizen Housing	1981		1982		1983	
	New[1]	Rehab.	New	Rehab.	New	Rehab.
1. 1. Municipal Non-Profit [2]						
2. 2. Private Non-Profit						
3. 3. Co-operatives						
4. 4. Provincial Non-Profit						

B. Family Housing	1981		1982		1983	
	New[1]	Rehab.	New	Rehab.	New	Rehab.
5. 1. Municipal Non-Profit [2]						
6. 2. Private Non-Profit						
7. 3. Co-operatives						
8. 4. Provincial Non-Profit						

1. "New" means new construction. "Rehab." means existing buildings for conversion or rehabilitation.
2. Only those municipalities with or expecting to establish a municipal non-profit corporation should indicate their projections.

Schedule "A" to Report No. 75
(Page 3)

Annual Housing Review '81 cont'd.

Table 2 – Assisted Rental Housing Programs

Program Highlights (see Ministry outlines for details.)
Up to 100% of the units in a senior citizen or family housing project may be made available with rents geared to income.

	A. Senior Citizen Housing	1981		1982		1983	
		New[1]	Rehab.	New	Rehab.	New	Rehab.
9.	1. Municipal Assisted Rental Housing [3]						
10.	2. Private Assisted Rental Housing (PAR) [4]						
11.	3. Provincial Assisted Housing [5]						

	B. Family Housing	1981		1982		1983	
		New[1]	Rehab.	New	Rehab.	New	Rehab.
12.	1. Municipal Assisted Rental Housing [3]						
13.	2. Private Assisted Rental Housing (PAR) [4]						
14.	3. Provincial Assisted Housing [5]						

3. Units the municipality wishes to develop and manage itself.

4. Units the municipality wishes to be built and managed by the private sector.

5. Units the municipality wishes to be built by the Ministry of Housing and operated by a Housing Authority.

Table 3 – Rent Supplement Housing Program

Program Highlights (see Ministry outlines for details.)
The Ministry enters into an agreement with a Private Landlord to supplement the rents for up to 25% of his units. (Under N.H.A. Section 44 (1) (a)).

		1981	1982	1983
15.	A. Senior Citizen Housing			
16.	B. Family Housing	37		

Note: This figure should not repeat any rent-geared-to-income units included in a Non-Profit target, thus there should not be duplication with the preceding tables. Rent-geared-to-income units must be targeted for the specific program under which they will be developed, e.g., Non-Profit Assisted Rental.

Table 4 – Rural Senior Citizen Rental Housing Program

Program Highlights (see Ministry outline, Public Housing Assistance, for details.)
Provides Senior Citizen rental housing in municipalities with populations under 2500; 100% of the units rent-geared-to-income.

		Projected Units		
		1981	1982	1983
17.	A. Senior Citizen Housing			

Schedule "A" to Report No. 75
(Page 4)

Table 5 – Housing Need For Which A Program Has Not Been Identified

		1981	1982	1983
18.	A. Senior Citizen Rent-Geared-To-Income	22		
19.	B. Family Rent-Geared-To-Income			

Table 6 – Municipal Housing Statement

Program Highlights (see Ministry outlines for details.)
Under section 16 of the Housing Development Act, an approved Municipal Housing Statement is a prerequisite for land acquisition and development assistance. If you have highlighted anything in Tables 1 – 5, you must have a Municipal Housing Statement. If you do not already have a Municipal Housing Statement, please indicate in the boxes below, your intentions:

20. ☐ Study Proposed ☐ Request for Ministry Funding Enclosed ☐ Request for Ministry Staff Assistance Enclosed

Table 7 – Council Approval

A resolution endorsing these targets:

21. ☐ is enclosed

☐ will be forwarded by ____________, 1980

☐ is not included because ____________________________

Comments:

REPORTS (Cont'd)

Report No. 75A - Transit Review Committee

Ald. Hawkins presented Report No. 75A of the Transit Review Committee.

Moved by Ald. Hawkins,
Seconded by Ald. Clements,

That Report No. 75A of the Transit Review Committee be received and considered.

REPORT NO. 75A

September 11th, 1980.

To the Mayor and Aldermen:

The Transit Review Committee reports and recommends as follows:

1. That a by-law be presented to Council to repeal By-law 3923, "A By-law to Provide for Entrusting the Control and Management of a Public Transportation System to the Public Utilities Commission of The Corporation of the City of Kingston", and that the City of Kingston assume the control and management of the Public Transportation System from the Public Utilities Commission;

   -and-

   That the following be placed on the ballot for the election to be held on November 10th, 1980:

   "ON THE BY-LAW:

   Are you in favour of By-law No. 80-207, "A By-law to REPEAL By-law No. 3923, 'A By-law to Provide for Entrusting the Control and Management of a Public Transportation System to the Public Utilities Commission of the Corporation of the City of Kingston' in Order to Revest the Operation of the Public Transportation System with The Corporation of the City of Kingston'

(NOTE: By-law 3923 was passed by City Council on January 7th, 1963, after obtaining the assent of the electors, 10,282 in favour and 2,755 against.)

(See By-law 6 *: No. 80-*207 *)*

AS AMENDED, REPORT NO. 75A WAS REFERRED T
SPECIAL MEETING OF COUNCIL ON SEPTEMBER 23
FOR CONSIDERATION.

(A) Moved by Ald. Gerretsen,
Seconded by Ald. Tarnowecky,

That the last paragraph of Clause 1 be amended by adding the words, "in Or
to Revest the Operation of the Public Transportation System with The Corpo
tion of the City of Kingston."

CARRIED

REPORTS (Cont'd)

Report No. 75A - Transit Review Committee

1. (Cont'd)

Moved by Ald. Webb,
Seconded by Ald. Gorham,

That a special meeting of council be held on September 23, 1980 at 7:00 p.m. in the Council Chambers to discuss Report No. 75A of the Transit Review Committee.

CARRIED 12:3
Ald. Clark, Ald. Tarnowecky & Ald. Timmins opposed

Moved by Ald. Gerretsen,
Seconded by Ald. Lampropoulos,

That a Special In Camera Meeting be held on September 23, 1980 to discuss the Transit Review Committee, with the Public Utilities Commission invited to attend at 7:00 p.m., members of the Union at 8:00 p.m. and a public meeting to follow at 9:00 p.m.

LOST 6:9

Respectfully submitted,

John Clements
J. Hawkins
A. Lampropoulos

Mr. Linseman withdrew at 10:02 p.m.
Mr. Jackson withdrew at 10:02 p.m.

REPORT NO. 76

Council consented to the addition of clauses 14, 15 and 16 for presentation to Council.

Moved by Ald. McArthur,
Seconded by Ald. Miller,

That Report No. 76 of the Chief Administrative Officer be received and adopted.

REPORTS (Cont'd)

Report No. 76 - Chief Administrative Officer

REPORT NO. 76

September 15, 1980

To the Mayor and Members of Council:

The Chief Administrative Officer reports and recommends as follows:

1. That, as recommended by the Commissioner of Parks and Recreation, the lease agreement with Domino Theatre Incorporated for 4,500 square feet of floor space at 370 King Street West be amended to lease them an additional 841 square feet of storage space, increase the rent to $218.74 a month, and provide for an annual payment of $400. as Domino's share of the heat, light and water expenses;

- and -

That the Mayor and City Clerk be authorized to execute the necessary agreement in form attached hereto as Pages 2 to 4 of Schedule "A".

(Note: Copy of Report of the Commissioner of Parks and Recreation is attached as Schedule "A", 4 pages)

CARRIED

2. That, as recommended by the Commissioner of Parks and Recreation, 50 pairs of modified surplus Roller Skates and boots are hereby authorize to be put up for sale by tender or auction on the following condition

A) That there will be reserve bid of $30.00 per pair; and

B) That 50% of the gross amount of funds received for the Roller Skates and Boots be paid to Ms. Susan Anderson who modified the skates.

(Note: A copy of the Report of the Commissioner of Parks and Recreation is attached as Schedule "B", 2 pages)

CARRIED

3. That, as recommended by the Commissioner of Parks and Recreation, the account of Gervan Custom Building and Woodworking Ltd. in the amount of $2,400.00 be authorized for payment, to be charged to the appropri "Parks-General".

(Note: A copy of the Report of the Commisssioner of Parks and Recreation is attached as Schedule "C", 1 page)

CARRIED

REPORTS (Cont'd)

Report No. 76 - Chief Administrative Officer

4. That, as recommended by the Commissioner of Parks and Recreation, the use of 2,000 square feet of Champlain Park for a playlot for the adjacent Q.E.C.V.I. Day Care Centre is hereby authorized on the following understanding:

   a) Use of area is on a one year trial basis;

   b) Provision of the fencing and playlot equipment is to be the responsibility of the Frontenac County Board of Education and is to be done to the satisfaction of the Commissioner of Parks and Recreation and pursuant to the Regulations under the Day Nurseries Act 1978; and

   c) Access to this area is not denied to the general public.

(Note: A copy of the Report of the Commissioner of Parks and Recreation is attached as Schedule "D", 3 pages)

CARRIED

5. That a by-law be presented to council to amend Section 3(e) of By-Law No. 9398, "A By-Law to Establish the Office of the Chief Administrative Officer", to provide that the Chief Administrative Officer will oversee and co-ordinate the exercise by the Departments of their responsibilities in the appointment, employment, suspension or dismissal of *all* employees instead of only *employees in classification 14-10 and above.*

(Note: A copy of the Report of the City Solicitor is attached as Schedule "E", 2 pages)

(See By-Law 1: No. 80-202)

CARRIED

A) That the Report of the Chief Administrative Officer attached as Schedule "F", 1 page, on the request from Merritt Publishing Company Limited for City support of their publication *Andre Bieler: An Artist's Life and Times*, be considered.

Referred to the 1981 Council

B) Moved by Ald. Webb,
Seconded by Ald. Hawkins,

That Clause 6(A) be referred to the 1981 Council.

CARRIED 10:5

That no action be taken to provide, as requested, additional supplementary grant funding of $2,500. for 1980 to the Kingston Symphony Association and that the Association be requested to re-submit this request to the 1981 City Council after December 1, 1980.

(Note: A copy of the Report of the Chief Administrative Officer is attached as Schedule "G", 1 page)

CARRIED

REPORTS (Cont'd)

Report No. 76 - Chief Administrative Officer

8. That, as recommended by the Fire Chief, the purchase of a "jaws" un for the Rescue Tool, at an estimated cost of $4,800.00, is hereby authorized, to be charged to appropriation 3380, "Fire Department - Capital Expenditures".

(Note: A copy of the Report of the Chief Administrative Officer is attached as Schedule "H", 2 pages)

CARRIED

9.(A) Moved by Ald. McArthur,
Seconded by Ald. Clements,

That, as recommended by the Commissioner of Parks and Recreation, th City's Policy for disposal of City Tree Wood, established by Clause Report No. 13, January 21, 1980, be reconsidered.

(Note: A copy of the Report of the Commissioner of Parks and Recreation is attached as Schedule "I", 2 pages).

All members of Council voted in the affirmative for original policy)

CARRIED

9.(B) That, Clause 10 b) of Report No. 13 (1980) be amended to read:

"b) When sufficient wood is available it will be advertised for sale to the general public at the following prices:

1 cord of wood	--	*$75.00 per*
1/3 cord of wood	--	*$25.00 per*
a car trunk load of wood	--	*$ 5.00 per*

on the understanding:

(i) that there will be no deliveries. To be on a pick-up-your own basis; and

(ii) that customers provide their own vehicle and load the respective quantity of wood purchased themselves."

CARRIED

Ald. Lampropoulos declared a conflict of interest in Clause 10 as he is an employee of the Frontenac County Board of Education.

10.(A) Moved by Ald. Hawkins,
Seconded by Ald. Knapp,

That Motion 8(B) of Report No. 74 of the Chief Administrative Offic now known as Clause 10(B), Report No. 76 of the Chief Administrativ Officer, as follows, be LIFTED FROM THE TABLE since a report on the comparative number of schools of the Frontenac County Board of Education in each ward of the City and of the land area of each of the City's wards has been received as Pages 5 & 6 of Schedule "J" attached.

CARRIED
Ald. Lampropoulos abstained fro

REPORTS (Cont'd)

Report No. 76 - Chief Administrative Officer

Mr. Fluhrer withdrew at 10:20 p.m.
Ald. Tarnowecky withdrew at 10:17 p.m. and returned at 10:22 p.m.
Ald. Lampropoulos withdrew at 10:24 p.m. and returned at 10:31 p.m.

10.(B) Moved by Ald. Hawkins,
Seconded by Ald. Miller,

That one trustee be elected to the Frontenac County Board of Education by the public school electors from the combined wards of St. Lawrence and Ontario and one trustee be elected from each of the remaining 5 wards.

CARRIED AS AMENDED
(See following motion of amendment)

Moved by Ald. Webb,
Seconded by Ald. McArthur,

That Clause 10(B) be amended by deleting the word "Cataraqui" in the third line and substituting therefor the word "Ontario".

CARRIED 14:1
Ald. Timmins opposed

10.(C) That by-laws be presented to Council:

(i) To REPEAL By-Law No. 9204, "A By-Law to Provide for the Election of Members of The Frontenac County Board of Education and of The Frontenac - Lennox & Addington County Roman Catholic Separate School Board by the School Electors of the City of Kingston Areas" as required by section 57(22) and 110 (20) of The Education Act, 1974; and

(ii) To require the election of school trustees on the following basis:

(a) The six persons to be elected as Trustees to the Frontenac County Board of Education by the public school electors of the City of Kingston as follows:

- one person per ward for each of Sydenham, Cataraqui, Frontenac, Rideau and Victoria Wards; and
- one person for the area comprised of St. Lawrence and Ontario Wards

REPORTS (Cont'd)

Report No. 76 - Chief Administrative Officer

10.(C)(ii) (Cont'd)

(b) The two persons to be elected as trustees to the Frontenac County Board of Education to be elected by the separate school supporters of the City of Kingston as follows:

One person - St. Lawrence, Cataraqui and Frontenac Wards.

One person - Sydenham, Ontario, Rideau and Victoria Wards.

(c) Separate School representatives to be elected one person per ward.

(Note: A copy of the Report of the City Clerk is attached hereto as Schedule "J", 6 pages)

(See By-Laws 2 & 3: Nos. 80-203 & 80-204)

CARRIED AS AMENDED
(See following motion of amendment

Moved by Ald. Webb,
Seconded by Ald. McArthur,

That Clause 10(C)(ii)(a) be amended to read as follows:

"The six persons to be elected as Trustees to the Frontenac County Board of Education by the public school electors of the City of Kingston as follows:

- one person per ward for each of Sydenham, Cataraqui, Frontenac, Rideau and Victoria Wards; and
- one person for the area comprised of St. Lawrence and Ontario Wards.

CARRIED

Ald. McArthur declared a conflict of interest in Clause 11 as his son is a me of Local 109.

Ald. Hawkins declared a conflict of interest in Clause 11 as his wife is a me of Local 141.

11.(A) Moved by Ald. Clark,
Seconded by Ald. Miller,

That the matter of designation of all members of council as alternate of the members of the Grievance Committee be RECONSIDERED.

(Note: 1) A copy of the Report of the Chief Administrative Officer is attached as Schedule "K", 2 pages;

2) All members of council voted in the affirmative for the policy except Ald. Hawkins who declared a conflict of interest and abstained from voting)

CARRIED
Ald. McArthur & Ald. Hawkins abstained from t

REPORTS (Cont'd)

Report No. 76 - Chief Administrative Officer

Ald. Hawkins withdrew at 10:38 p.m. and returned at 10:40 p.m.
Ald. Gerretsen withdrew at 10:38 p.m. and returned at 10:41 p.m.
Ald. Timmins withdrew at 10:38 p.m. and returned at 10:42 p.m.
Ald. McArthur withdrew at 10:38 p.m. and returned at 10:42 p.m.

11.(B) That the following resolution adopted by council on September 2, 1980:

> *"That it be recommended to the Labour Management Committee that wherever possible, all Grievance Committee hearings be held after 4:30 p.m.;*
>
> *And furthermore, that it be recommended that all members of council, not members of the Grievance Committee, be designated as alternates of the said committee and that they be called, in rotation, if needed".*

be amended to read as follows:

> *"That it be recommended to the Labour Management Committee that wherever possible, all Grievance Committee hearings be held after 4:30 p.m.;*
>
> *And furthermore, where an alternate is required to constitute a quorum, either Mr. Cousens, the City Treasurer, or Mr. Hamilton, the C.A.O. fill the position, bearing in mind that if the particular grievance relates to either of their departments, the other alternate would act as the additional member."*

CARRIED

Ald. McArthur & Ald. Hawkins abstained from voting

2. That:

(A) The Report of the Chief Administrative Officer on the Licensing of Transient Traders, attached as Schedule "L", be approved;

- and -

(B) A By-law be presented to council to amend By-law No. 7, "A By-Law to License and Regulate Certain Trades" as provided in items 1 to 6 of the recommendations of the Chief Administrative Officer;

- and further -

(C) That the Government of Ontario be requested to increase the maximum fee to be paid for a transient trader's licence under Section 383 paragraph 17(d) of *The Municipal Act* from $500.00 for a City or Town to an amount which would be now equivalent to a 6 year payment on account of taxes payable in respect of the business.

(Note: A copy of the Report of the Chief Administrative Officer is attached as Schedule "L", 4 pages)

(See By-Law 4: No. 80-205)

CARRIED

REPORTS (Cont'd)

Report No. 76 - Chief Administrative Officer

10:58 p.m.

Moved by Ald. Gerretsen,
Seconded by Ald. Hawkins,

That, pursuant to Rule 16 of By-law No. 1, "A By-law to Regulate Council Pr cedures", permission be granted to continue the meeting until completion of the Agenda.

CARRIED 10:5

13. That, as recommended by Mayor Keyes the week of September 15 to 21, 198 be proclaimed as: "Mother's Salute to Crippled Children Week"

(Note: Memo from Mayor Keyes distributed to all members of Council)

CARRIED 8:7

14. That, as recommended by Mayor Keyes, the Honourable Jean Luc Pepin, Mini of Transport, be informed of the concern of The Corporation of the City Kingston that a number of boaters on both sides of the Canada - U.S.A. b will be inconvenienced by any removal of the existing Customs Service at eastern end of Wolfe Island and, that, in the interest of providing adeq facilities for the boating public, the customs service be requested to b continued.

- and -

That copies of this resolution be forwarded to the Honourable Flora MacI The Thousand Islands Bridge Authority and the Eastern Ontario Tourist A tion.

(Note: Copy of the Report of Mayor Keyes is attached as Schedule "M", I

CARRIED

Ald. Webb withdrew at 11:04 p.m.

15. That, as recommended by the Deputy City Engineer, Contract 80-1W with J. Contractor Ltd. be amended to include the reconstruction of the sidewalk both sides of Cherry Street between Quebec Street and Pine Street at an estimated cost of $6,100.00.

- and -

That the following Budget appropriation amendment be approved:

REPORTS (Cont'd)

Report No. 76 - Chief Administrative Officer

15. (Cont'd)

	Increase	Decrease
Public Works		
Cont. from Revenue Fund		
Sidewalks (Cherry Street)	$6,100.	-
Finance		
Contingencies	-	$6,100.

(Note: A copy of the Report of the Deputy City Engineer is attached as Schedule "N", 1 page).

CARRIED

Ald. Webb returned at 11:06 p.m.

. That, as recommended by the City Solicitor, By-Law No. 80-198, "A By-Law to Authorize a Petition to the Honourable the Lieutenant Governor and the Legislative Assembly of Ontario for a Private Bill to Transfer the Jurisdiction to License, Regulate and Govern Taxi-Cab Owners and Drivers, Carters and Second-Hand Dealers, from the Board of Commissioners of Police of the City of Kingston to the Council of The Corporation of the City of Kingston" be amended on Third Reading, at this meeting of Council, to, instead, transfer all legislative licensing powers of the Board of Commissioners of Police of the City of Kingston to the Council of The Corporation of the City of Kingston,

- and -

That Clause 13 of Report No. 74, 1980, be amended accordingly,

(Note: A copy of the Report of the City Solicitor is attached as Schedule "O", 2 pages)

CARRIED

Respectfully submitted,

R.J. Hamitlon,
Chief Administrative Officer

Schedule "A" to Report No. 76
(Page 1)

SEP 8

MEMORANDUM

TO: R.J. Hamilton,
Chief Administrative Officer.

FROM: Douglas R. Fluhrer,
Commissioner, Parks & Recreation

DATE: August 25, 1980

SUBJECT: LEASE AMENDMENTS - DOMINO THEATRE INC.

ANALYSIS: Domino Theatre Inc. has acquired an additional 841 square feet of building space at 370 King Street, for storage purposes. As a result of this arrangement it is necessary to amend our existing lease agreement to bring into line the monthly payment schedule.

Also, arrangements have been agreed to that Domino Theatre Inc. pay a flat payment of $400.00 per annum as their contribution towards the heat, light and water expenses. This arrangement is provided for since initial leasing conditions indicated that they pay for their own heat, light and water expenses. Since that time, the Treasury Wing has been placed on the central heating syst and the $400.00 charge is considered their share of the total cost.

RECOMMENDATIONS: That Council approve the amendments included in this lease agreement.

Douglas R. Fluhrer,
Commissioner,
Parks & Recreation Dept.

DRF/cb
Attachments

THIS AGREEMENT made in duplicate this day of 1980.

BETWEEN:

THE CORPORATION OF THE CITY OF KINGSTON
Hereinafter called the "Lessor"
OF THE FIRST PART

- and -

DOMINO THEATRE INCORPORATED
Hereinafter called the "Lessee"
OF THE SECOND PART

WHEREAS the parties hereto entered into an agreement dated December 9th, 1974 to lease unto the Lessee the building known as the "Treasury Building", covering approximately 4,500 square feet of floor space, situated at 370 King Street West, in the City of Kingston, in the Province of Ontario, for a period of twelve (12) years from September 1, 1975;

AND WHEREAS the Lessee is now desirous of amending the lease;

AND WHEREAS the Lessor is in agreement subject to the amendments being embodied in an amending agreement;

NOW THEREFORE THIS AGREEMENT WITNESSETH that in consideration of the sum of ONE ($1.00) DOLLAR of lawful money of Canada paid by the Lessee to the Lessor (receipt of which is hereby acknowledged) and in consideration of the following covenants and restrictions, the parties hereto covenant and agree as follows:

1. The Agreement dated December 9th, 1974 between The Corporation of the City of Kingston and Domino Theatre Incorporated is hereby amended as follows:

(a) Paragraph 1, page 1, line 5 is amended by adding the words "and an additional 841 square feet of storage space" immediately after the word "space";

(b) Paragraph 3, page 1, is hereby amended as follows:

(i) by deleting in the fourth line the w and figures "September 1st, 1975" an substituting therefore the words and figures "January 1st, 1980";

(ii) by deleting in the fifth line the wo and figures "One Hundred Dollars ($100.00)" and substituting therefor the words and figures "Two Hundred and Eighteen Dollars and Seventy-Fou Cents ($218.74)"; and

(iii) by deleting in the seventh line the words and figures "December 1, 1975" and substituting therefore the words and figures "December 1, 1980".

(c) The second covenant of the Lessee on the second page is hereby deleted and the follow substituted therefore: "That the Lessee sha pay municipal and business taxes as applicab and shall pay the sum of Four Hundred ($400. Dollars annually for heat, light and water expenses. This payment shall be adjusted annually in accordance with utility increase

(d) Schedule "A" to the Agreement dated December 1974 is hereby deleted and the attached Schedule "A" is hereby sutstituted therefore

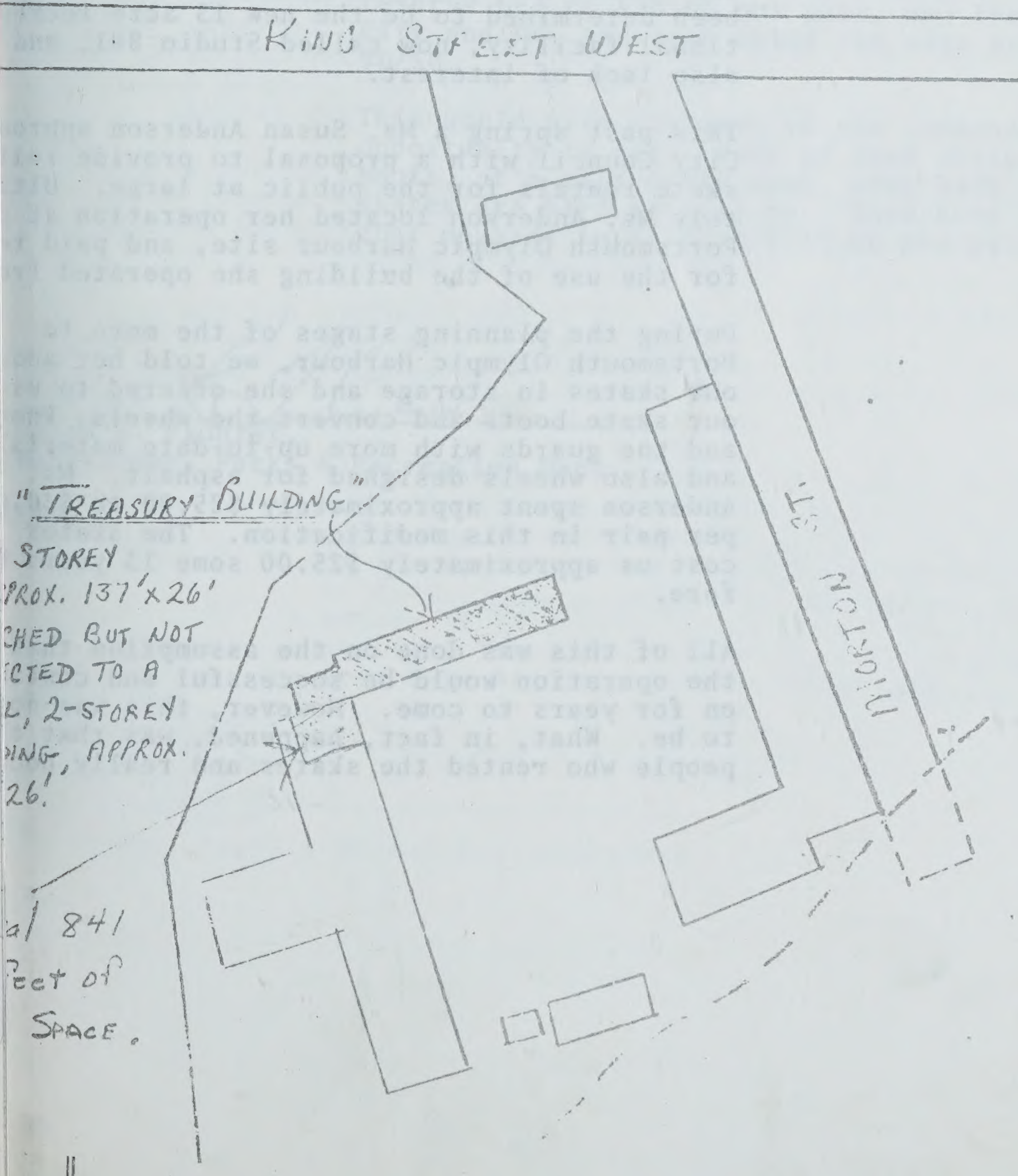
2. All other terms and conditions of the Agreem dated December 9th, 1974 between The Corporation of the Cit

of Kingston and Domino Theatre Incorporated shall remain in full force and effect.

IN WITNESS WHEREOF the said parties hereto have hereunto set their hands and seals.

SIGNED, SEALED AND DELIVERED) THE CORPORATION OF THE CITY OF KINGSTON
)
)
) ______________________
) Mayor
)
)
) ______________________
) City Clerk
)
)
) DOMINO THEATRE INCORPORATED
)

SCHEDULE "A"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MEMORANDUM

TO: R. J. Hamilton,
Chief Administrative Officer.

FROM: Douglas R. Fluhrer,
Commissioner, Parks & Recreation Dept.

DATE: September 4, 1980

SUBJECT: DISPOSAL OF SURPLUS-TO-NEED ROLLER SKATES AND BOOTS

ANALYSIS: Some 12 years ago the Department of Parks & Recreation purchased approximately 100 pair of roller skates and boots for rental purposes at the Cook Youth Centre. The wheels were specifically designed for concrete surfaces vs. asphalt.

During the past 3 years the skates have been in storage because the response of the public had wained to the point that it was financial impractical to continue this service without accruing an unreasonable deficit.

The reason for the decline in interest has been determined to be the new 13 acre recreational facility, now called Studio 801, and also lack of interest.

This past spring a Ms. Susan Anderson approac City Council with a proposal to provide rolle skate rentals for the public at large. Ultim tely Ms. Anderson located her operation at ou Portsmouth Olympic Harbour site, and paid ren for the use of the building she operated from

During the planning stages of the move to Portsmouth Olympic Harbour, we told her about our skates in storage and she offered to use our skate boots and convert the wheels, knobs and toe guards with more up-to-date materials and also wheels designed for asphalt. Ms. Anderson spent approximately $25.00 to $30.00 per pair in this modification. The skates cost us approximately $25.00 some 13 years be fore.

All of this was done on the assumption that the operation would be successful and continu on for years to come. However, this was not to be. What, in fact, happened, was that the people who rented the skates and really becam

.../2

Schedule "B" to Report No. 76
(Page 2)

....2

ANALYSIS:
(cont'd)

interested, decided to buy their own skates and slowly this eroded the rental market to a point of no return. Now Ms. Anderson is looking for a way to get some of her investment back and approached this office for advice and help.

Assuming the value of her renovations to the boots and wheels cost $25.00 per pair X 50 pair, she has an investment of approximately $1,250.00, excluding labour. Further, she has paid us approximately $500.00 in rent.

RECOMMENDATION:

Since our skates are no longer needed for Department purposes and since Ms. Anderson has put so much money into remodeling our boots and wheels, and since she has helped develop the new outdoor skating fad in Kingston, it is recommended that the 50 pair of skates be put up for sale by tender or auction, with a reserve bid of $30.00 per pair, and that the City and Ms. Anderson split the sale price 50/50.

This would give children of the community an opportunity to get a pair of used skates - boots, at a reasonable cost, when such used skates are hard to come by. (New boot skates cost upwards to $110.00/$140.00 per pair).

ouglas R. Fluhrer,
ommissioner, Parks & Recreation Dept.

RF/dg

Schedule "C" to Report No. 76
(Page 1)

SEP 8 19

M E M O R A N D U M

TO: R. J. Hamilton,
Chief Administrative Officer.

FROM: Douglas R. Fluhrer,
Commissioner, Parks & Recreation Dept.

DATE: September 8, 1980

SUBJECT: REPAIRS TO VANDALIZED NEWLANDS PAVILION

ANALYSIS: Sometime in early July, this newly renovate pavilion was seriously and maliciously vandalized. It was felt that the Department should act quickly to rectify the damage an minimize the temptation for further damage, and because the work required was very specialized and had just been done by Gerva Custom Building and Woodworking Ltd., that they be engaged to do the work. Further to this, you and I, on July 30, 1980, sent a memo to the Mayor and Council explaining ou position and reasons for acting.

FINANCIAL CONSIDERATIONS: The estimated cost was $2,500.00 and these funds were approved by Council by increasin Parks-General and decreasing Finance Contingencies in this amount.

RECOMMENDATION: The job is now complete and the Company has submitted its bill of $2,400.00 and it is recommended this be paid.

Douglas R. Fluhrer,
Commissioner, Parks & Recreation Dept.

DRF/dg
attachments.

Schedule "D" to Report No. 76
(Page 1)

SEP 8 1980

MEMORANDUM

TO: R. J. Hamilton,
Chief Administrative Officer.

FROM: Douglas R. Fluhrer,
Commissioner, Parks & Recreation Dept.

DATE: September 8, 1980

SUBJECT: DAY CARE CENTRE - Q.E.C.V.I. - PLAY AREA - CHAMPLAIN PARK

ANALYSIS: We have been approached by the Principal of Q.E.C.V.I., Mr. Murray Osborne, and one of his teachers, Mrs. L. Norene Billings, who are undertaking a new and exciting pilot project, that being, the development of a Day Care Centre in one of the school's classrooms, in order to allow parents to attend school and upgrade their educational qualifications and/or improve their job potential, and leave their children at the school Day Care Centre. (see letters attached).

A similar program is being undertaken at L.C.V.I.

The Q.E.C.V.I. Day Care Centre requires a small, fenced-in play area, not less than 2,000 square feet, and as per the Ministry's requirements. The classroom most suited to this project is located at the westerly end of the building which is also beside our Champlain Park, and they have asked that we allow them to use a portion of the park in order to meet the Ministry's requirements for a play area and suitable equipment and fencing.

INANCIAL
ONSIDERATIONS: There are no financial costs to the City as all of the equipment and fencing will be handled from the School Board side.

ECOMMENDATION: It is recommended that their request be granted with the understanding that it is on a one year trial basis, and that fencing will be handled on the basis of a temporary fence (snow fence), or some other suitable type of fencing, and that access to this area is not denied to the general public. The location will be decided upon between Mrs. Billings and the Department.

ouglas R. Fluhrer,
mmissioner, Parks & Recreation Department

RF/dg
tachments.

Schedule "D" to Report No.76
(Page 2)

C.M. OSBORNE, M.Ed., B.A., B.P.H.E.
PRINCIPAL
P.D. MacINTOSH, B.Comm
VICE PRINCIPAL

Queen Elizabeth Collegiate
and Vocational In

KIRKPATRICK ST
KINGSTON, ONTARI
K7K [illegible]
548-[illegible]

September 3, 1980

Parks & Recreation Department
City of Kingston
City Hall
Kingston, Ontario

Gentlemen:

Re: Day Care Centre, Q.E.C.V.I.

The Frontenac County Board of Education has approved the running of a free Day Care Centre at the school for the children of mothers who are taking courses at Q.E.

I contacted Mr. Peter Lawson in June to ask about fencing off 2,000 square feet of Champlain Park for the children's playground as Q.E. does not have any suitable land for this purpose.

Frontenac County Board of Education will pay for the fencing and will equip the playground. If Parks & Recreation wish to use the playground during the summer months, arrangements can be made.

We would like to erect this fencing before the end of September. May we have your approval for this?

Yours sincerely,

L. Norene Billings

(Mrs.) L. Norene Billings

C. M. Osborne.

C. M. Osborne, Principal, Q.E.C.V.I.

SEP 04 1980

Schedule "D" to Report No. 76
(Page 3)

CRAIGHEAD, M.A.
NCIPAL
SBORNE M.Ed. B.A. B.P.H.E.
E PRINCIPAL

Queen Elizabeth Collegiate
and Vocational Institute
[illegible]
KINGSTON, ONTARIO
[illegible]

May 15, 1980

PARKS AND RECREATION
MAY 21 [illegible]
REC'D.

Mr. Douglas Fluhrer, Commissioner
City Parks & Recreation Department
City Hall
Kingston, Ontario

Dear Mr. Fluhrer:

I am investigating the possibility of having a Day Care Centre at Queen Elizabeth Collegiate & Vocational Institute next September. This program would provide free day care to children of any adults taking courses in the school.

I talked at length with Pat Tetrino, Ministry of Community & Social Services. There seems to be few problems in complying with government regulations.

Collins Bay Penitentiary has agreed to build playground equipment for us at a very nominal fee and several lumber companies are willing to donate the materials.

Our biggest problem is the playground itself. We have very little land around the school which could be used for this purpose. There is a narrow strip on the west side of the school between the driveway and the building which could be fenced in. However, I am worried about the winter months when the driveway is icy and teenagers are driving in and out.

On the other side of this driveway is some land which I believe belongs to the City Parks & Recreation Department. Would there be any possibility of having 2,000 square feet of this land fenced and used as the playground for the Day Care Centre? It would provide more play area and be much safer.

Could I have an appointment to discuss this with you?

Yours sincerely,

L. Norene Billings

Mrs. L. Norene Billings

Q.E. 25th ANNIVERSARY
MAY 30, 31, JUNE 1, 1980

Schedule "E" to Report No. 76
(Page 1)

SEP 8

Office of the
City Solicitor
Our Ref. No. 80-519

MEMORANDUM

TO: Mr. R.J. Hamilton,
Chief Administrative Officer

FROM: Mr. Norman C. Jackson,
City Solicitor

DATE: September 5, 1980

RE: By-Law No. 9398

As requested, I enclose herewith a draft by-law amendi By-Law No. 9398, "A By-Law to Establish the Office of the Chief Administrative Officer".

As previously discussed, Section 3 of By-Law No. 9398 provides that following consultation with appropriate Department Heads, you shall, as set out in Subsection (e), deal with employe negotiations and oversee and co-ordinate the exercise by the Departments of their responsibilities in the appointment, employm suspension or dismissal of employees in classification 14-10 and above. You have suggested that because of circumstances that ha arisen, it would be appropriate for you to have these responsibil in terms of all employees, provided it is done in consultation w the appropriate Department Heads.

The draft by-law does provide that your responsibiliti to oversee and co-ordinate the exercise by the Departments of th responsibilities in the appointment, employment, suspension or dismissal of employees, will apply to all employees. If this is satisfactory, it should be presented to Council.

Norman C. Jackson,
City Solicitor

NCJ/ks
Enclosure

Schedule "E" to Report No. 76
(Page 2)

BY-LAW NO. 80-

A BY-LAW TO AMEND BY-LAW NO. 9398, "A BY-LAW TO ESTABLISH THE OFFICE OF THE CHIEF ADMINISTRATIVE OFFICER"

PASSED:

The Council of The Corporation of the City of Kingston enacts as follows:

1. By-Law No. 9398 of The Corporation of the City of Kingston entitled "A By-Law to Establish the Office of the Chief Administrative Officer", is hereby amended by deleting from Subsection (e) of Section 3 the words in the last line thereof, "employees in classification 14-10 and above", and by substituting therefor the words "all employees", so that the second paragraph of Subsection (e) of Section 3 shall now read as follows:

> "Following negotiations he shall recommend changes in existing agreements for consideration of the Committee of the Whole and upon approval of agreements he shall within the terms of the approved collective bargaining agreements and the personnel policies of the Council, oversee and co-ordinate the exercise by the Departments of their responsibilities in the appointment, employment, suspension or dismissal of all employees."

2. This by-law shall come into force and take effect on its passing.

GIVEN FIRST AND SECOND READINGS

GIVEN THIRD READING AND FINALLY PASSED

CITY CLERK

MAYOR

Schedule "F" to Report No. 76
(Page 1)

CORPORATION OF THE
CITY OF KINGSTON

OFFICE OF THE Chief Administrative Officer

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

Our Ref. No. 13-1

September 10, 1980

MEMORANDUM

TO: MAYOR KEYES AND MEMBERS OF COUNCIL

FROM: MR. R.J. HAMILTON, C.A.O.

RE: ANDRE BIELER: AN ARTIST'S LIFE AND TIMES
- REQUEST FROM MERRITT PUBLISHING COMPANY LIM
FOR CITY SUPPORT OF THEIR PROJECT

Members of Council have received some consider background concerning this project and the anticipated c are shown at the level of $8,925.00. It is expected that the usual run would retail for $34.95 each.

It is extremely difficult to allocate a partic amount to support this project, however, I believe the City would probably be in a position to purchase a number of these books to be used as gifts by the City through th Mayor's office.

Perhaps at this time, members of Council could endorse the project and whenever Alcan have decided on their involvement, we could bring this matter back to Council for discussion and agreement on the number of books the City would be interested in purchasing.

R.J. Hamilton,
C.A.O.

RJH/sd

Schedule "G" to Report No. 76
(Page 1)

CORPORATION OF THE
CITY OF KINGSTON
OFFICE OF THE Chief Administrative Officer
CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

Our Ref. No. 7-3

September 10, 1980

MEMORANDUM

TO: MAYOR KEYES AND MEMBERS OF COUNCIL

FROM: Mr. R.J. Hamilton, C.A.O.

RE: KINGSTON SYMPHONY ASSOCIATION
REQUEST FOR SUPPLEMENTARY GRANT

We have reviewed the contents of the letter reported to City Council on September 2, 1980 which was referred to myself for comment.

The Association have indicated that they have incurred a loss of approximately $12,000. for their year ending April 30, 1980 and are therefore requesting additional funding at this time.

It is normally the practice of the City to withhold any increased funding once our budget for the year has been established and we would therefore recommend that the Kingston Symphony Association not receive any additional supplementary grant funding. However, we should instruct the said group to make this request in 1981 for the consideration of City Council.

R.J. Hamilton,
C.A.O.

RJH/sd

Schedule "H" to Report No. 76
(Page 1)

CORPORATION OF THE
CITY OF KINGSTON
OFFICE OF THE Chief Administrative Officer

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

Our Ref. No. 6-3

September 10, 1980

MEMORANDUM

TO: MAYOR KEYES AND MEMBERS OF COUNCIL

FROM: Mr. R.J. Hamilton, C.A.O.

RE: FIRE DEPARTMENT BUDGET - CAPITAL BUDGET

We are forwarding herewith a requisition from the Fire Chief to purchase the "jaws of life", a rescue tool, at a price of $4,800.00 as per his memorandum.

This would complete the required parts for th rescue tool and would avoid budgeting for this project in 1981.

We would therefore recommend that Council aut the Chief to purchase this part since he has accumulated sufficient savings in 1980 to offset the said unit.

R.J. Hamilton,
C.A.O.

RJH/sd
Encl.

SEP 9 1980

OFFICE OF THE FIRE CHIEF

BROCK STREET FIRE STATION
KINGSTON, ONTARIO

September 8,11980.

TO: Mr. R.J. Hamilton, C.A.O.

FROM: K.A. Cowdy, Fire Chief

SUBJECT: FIRE DEPARTMENT BUDGET - CAPITAL EXPENDITURES

I submit the following information for your consideration.

You will recall during budget deliberations I had reduced the projected cost for a salvage van and the rescue tool (jaws of life).

1. By shopping around we were able to realize a considerable saving on the purchase price of the van itself, and in addition, our staff provided most of the labour in designing the vehicle to our needs. The saving on this vehicle now in service is $4,500.

2. The rescue tool was available in three main parts. We have purchased the power unit and the sheers intending to delay purchase of the jaws to 1981. Again we were able to acquire the two items realizing a saving from the estimated cost. The saving amounted to $1,300.

As sufficient funds remain in the capital category to purchase the remaining parts for the rescue tool, which will no doubt increase in price by next year, I request authorization to purchase the jaws from these funds.

Approximate cost $4,800. which would still leave a surplus of approximately $1,000.

K.A. Cowdy,
Fire Chief.

KAC/bd

Schedule "I" to Report No. 76
(Page 1)

MEMORANDUM

TO: R.J. Hamilton,
Chief Administrative Officer.

FROM: Douglas R. Fluhrer,
Commissioner, Parks & Recreation.

DATE: September 11, 1980

SUBJECT: DISPOSAL OF CITY TREE WOOD - PARKS & RECREATION DEPARTMENT

ORIGIN: Memorandum dated January 17, 1980, from Douglas R. Fluhrer - Commissioner of Parks & Recreation, to R.J. Hamilton - Chief Administrative Officer re: the above subject, and Resolution of Council, Clause 10, Report no. 13, January 21, 1980.

ANALYSIS: As a result of Council's Resolution, our Department activated the tree wood disposal program in concurrence with the intent of the resolution. Our experience with this program has indicated that certain revisions in our policy would be beneficial, to achieve a larger measure of success -- most specifically, our selling price appears to be on the high side for the conditions of sale.

RECOMMENDATIONS: The selling price of wood be adjusted to the following:

1 cord of wood	--	$75.00 per
1/3 cord of wood	--	$25.00 per
a car trunk load of wood	--	$ 5.00 per

These prices would be applicable on the understanding that the customer would provide his/her own vehicle, and load the respective quantity of wood purchased.

Douglas R. Fluhrer,
Commissioner, Parks & Recreation

DRF/cb
Attachment.

Schedule "I" to Report No. 76
(Page 2)

RESOLUTION OF THE COUNCIL OF
THE CORPORATION OF THE CITY OF KINGSTON

Clause 10, Report No. 13, January 21, 1980

10. That, as recommended by the Commissioner of Parks and Recreation, the following policy for disposal of City Tree Wood be approved:

a) City Employees of the Parks & Recreation Department will take all City tree wood to the Division Street Yard site and City Employees of the Parks & Recreation Department will cut-up, split and stack said wood in slack time.

b) When sufficient wood is available it will be advertised for sale to the general public at the going retail value (no delivery), on a pick-up-your own basis, in one-third cord (4 ft. x 8 ft. x 16 in.) for $30.00 it being understood that the customer provides his own vehicle and loads whatever quantity of wood he buys.

c) A homeowner or neighbour who has a City tree trimmed or removed from in front of or nearby his property may have the wood on an 'as is' basis and it must be moved well back from the street.

d) The policy will be reviewed after a one year trial period.

Schedule "J" to Report No. 76
(Page 1)

CORPORATION OF THE
CITY OF KINGSTON

OFFICE OF THE
City Clerk

CITY
KINGST
K7L 2Z
(613) 5

File No. 5-2

MEMORANDUM

TO: Mayor Keyes and Aldermen.

FROM: M. C. Healy,
City Clerk.

DATE: September 2, 1980/Revised September 4, 1980.

RE: Determination of City Members of the Frontenac County Board of Education.

ORIGIN:

Council Communication 579 from the Clerk of the County of Frontenac notifying of the new elected composition of the Frontenac County Board of Education for the 1980 Election.

ANALYSIS:

The 1980 Composition of the Frontenac County Board of Education basically changes only the number of Trustees to be elected by Public School Electors in the City and in the County as follows:

	No. of Members Elected by Public School Electors	
	1978	1980
City	7 *(One trustee per ward)*	6 *(To be determined)*
County	8	9

(By individual and by groups of municipalit which does not affect the City.)

The question now before the City is, "How are the City's 6 Trustees to be elected?".

Prior to 1978, there were 8 or more Trustees and the Trustees elected by the Public School Electors of the City of Kingston were elected by a general vote of all Public School Electors.

In the 1978 election, when there were only 7 Trustees to be elected, By-Law No. 9204, "A By-Law to Provide for the Electio of Members of the Frontenac County Board of Education and of the Frontenac-Lennox and Addington County Roman Catholic Separate School Board by the School Electors of the City of Kingston Areas", was passed providing for the election of one Trustee per ward.

Schedule "J" to Report No. 76
(Page 2)

ALTERNATIVES:

The alternatives before Council, as I see them, are:

1) Revert to the election of the 6 Trustees by general vote of all the Public School Electors in the City;

- OR -

2) Provide for the election of the 6 Trustees on the basis of 1 Trustee for each of five wards and 1 Trustee from a combination of two wards.

In order to consider this alternative the following tables of information are submitted:

Table 1

POPULATION

Ward	1978 Population*	1978 Public School Supporters Including Children*	1978 Public School Electors**
Sydenham (1)	6,899	6,399	8,009
Ontario (2)	6,454	5,479	4,733
St. Lawrence (3)	4,979	3,725	3,595
Cataraqui (4)	11,286	8,093	5,352
Frontenac (5)	6,440	4,894	4,672
Rideau (6)	12,132	9,450	5,901
Victoria (7)	11,974	10,037	6,913
TOTALS	60,164	48,077	39,203

* = from Population CENSUS REPORT

** = from 1978 Voters List

(Note: 1979 Ward Population information not supplied in 1979 by Assessment Office.

1980 Ward Population information to be available in October, 1980.)

Table 2

POSSIBLE COMBINATIONS OF ADJOINING WARDS

	Public School Electors
(1) Sydenham	8,009
+ Ontario	4,733
TOTAL	12,742
(2) Sydenham	8,009
+ St. Lawrence	3,595
TOTAL	11,604
(3) Sydenham	8,009
+ Victoria	6,913
TOTAL	14,922
(4) Ontario	4,733
+ St. Lawrence	3,595
TOTAL	8,328

Schedule "J" to Report No. 76
(Page 3)

Table 2 (cont'd) POSSIBLE COMBINATIONS OF ADJOINING WARDS

		Public School Electors
(5)	Ontario	4,733
	+ Frontenac	4,672
	TOTAL	9,405
(6)	Ontario	4,733
	+ Rideau	5,901
	TOTAL	10,634
(7)	St. Lawrence	3,595
	+ Cataraqui	5,352
	TOTAL	8,947
(8)	St. Lawrence	3,595
	+ Frontenac	4,672
	TOTAL	8,267
(9)	Cataraqui	5,352
	+ Frontenac	4,672
	TOTAL	10,024
(10)	Frontenac	4,672
	+ Rideau	5,901
	TOTAL	10,573
(11)	Rideau	5,901
	+ Victoria	6,913
	TOTAL	12,814
(12)	Victoria	6,913
	+ Ontario	4,733
	TOTAL	11,646

RECOMMENDATION:

My personal recommendation would be to revert to the election of Trustees to the Frontenac County Board of Education by the General Vote of all Public School Electors in the City.

However, if ward representation is more desirable to the members of Council it would appear that a combination of the following wards might be considered:

		Public School Electors
(A)	Ontario	4,733
	+ St. Lawrence	3,595
	TOTAL	8,328

- OR -

		Public School Electors
(B)	St. Lawrence	3,595
	+ Cataraqui	5.352
	TOTAL	8,947

since these areas appear more contiguous than the combination of St. Lawrence and Frontenac Wards (8,267).

Schedule "J" to Report No. 76
(Page 4)

RECOMMENDATIONS (cont'd)

Please note that October 1, 1980, is the deadline for passing a by-law to provide for revised election of the Public School Trustees. For election office purposes and nomination purposes, a decision is needed as soon as possible.

My apologies are extended to members of Council for using Public School Population figures instead of Public School Electors in my Report of September 2, 1980.

Respectfully Submitted,

M. C. Healy,
City Clerk."

is

Schedule "J" to Report No. 76
(Page 5)

Table 3 September 12, 1980

School Locations in the City of Kingston

(01) SYDENHAM WARD (4)

Sydenham Public School (Annex of Victoria Public School)
Victoria Public School
Winston Churchill Public School
Kingston Collegiate & Vocational Institute

(02) ONTARIO WARD (1)

Rideau Public School

(03) ST. LAWRENCE WARD (1)

Central Public School

(04) CATARAQUI WARD (4)

Frontenac Public School
John Graves Simcoe Public School
Rideau Heights Public School
Robert Meek Public School

(05) FRONTENAC WARD (2)

First Avenue Public School
Queen Elizabeth Collegiate and Vocational Institute

(06) RIDEAU WARD (6)

Calvin Park School
Centennial Public School
Duncan McArthur Public School
Lord Strathcona Public School
Loyalist Collegiate and Vocational Institute
Crescent School

(07) VICTORIA WARD (3)

Balsam Grove Public School (Annex of Duncan McArthur School)
Polson Park Public School
Portsmouth Public School

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(Page 6)

Table 4

RECAPITULATION AND WARD AREAS

Ward	No. of Schools of Frontenac County Board of Education	Area	
		Acres	Hectares
01 - Sydenham	4	440±	178.1
02 - Ontario	1	299±	121.1
03 - St. Lawrence	1	272±	110.1
04 - Cataraqui	4	1852±	749.8
05 - Frontenac	2	1830±	740.9
06 - Rideau	6	1238±	501.2
07 - Victoria	3	1544±	625.1
Total	21		

M.C. Healy,
City Clerk

Schedule "K" to Report No. 76
(Page 1)

Our Ref. No. 5-3

September 11, 1980

M E M O R A N D U M

TO: MAYOR KEYES AND MEMBERS OF COUNCIL

FROM: Mr. R.J. Hamilton, C.A.O.

RE: LABOUR MANAGEMENT COMMITTEE
- SCHEDULING OF GRIEVANCE MEETINGS

We are forwarding herewith comments we received recently from the Labour Management Committee dealing with the procedures concerning future Grievance Committee meeti

R.J. Hamilton,
C.A.O.

RJH/cd

MEMORANDUM

TO: R.J. Hamilton, C.A.O.

FROM: B.G. Cousens, City Treasurer

DATE: September 11, 1980

RE: Labour Management Committee

The Labour Management Committee met on September 9th, 1980 and submit herewith the following motion:

"Moved by Mr. Dennee and seconded by Mr. Duncan that Grievance Meetings shall be scheduled for 4:30 P.M.; also that Council be advised that the Labour Management Committee acknowledges the five members of Council designated as members of the Grievance Committee, and submits the following recommendation:

> "Where an alternate is required to constitute a quorum, either Mr. Cousens, the City Treasurer, or Mr. Hamilton, the C.A.O. fill the position, bearing in mind that if the particular grievance relates to either of their departments, the other alternate would act as the additional member"

Carried."

Attached herewith is a letter from CUPE Locals 141 and 109 outlining their concerns regarding the above recommendation.

Local • No.	President • Président	Recording Secretary • Secrétaire Archiviste
141	Don Dennee	Lynn Haver
109	Ken McClelland	A. McArthur

September 9, 1980.

To the Labour Management Committee

CUPE Local 109 and Local 141 have studied the recommendations made to the Committee by Council concerning the composition of the Grievance Committee and the time of meetings.

We have no objections to meetings being held after 4.30 p.m. and hope that this will ensure that meetings are held promptly.

We do have objections to the proposal that all members of Council act as alternates for the members of the Grievance Committee. Our major reason for this is that it is very important at this stage of the grievance procedure for continuity to be maintained. It would be extremely difficult for anyone to deal with grievances on an "ad hoc" basis, when he or she is unfamiliar with the workings of the contracts, and the grievance procedure. In addition, we question the nature of a committee which might have a different composition at every meeting, and feel this would jeopardise a fair hearing.

The grievance procedure is designed to ensure that the grievance is heard first by a supervisor; second, by a Head of Department; and thirdly, by an impartial grievance committee which is not personally involved in the department in which the grievance has arisen.

We agree to the proposal that, where an alternate is required, either r. Hamilton, the Chief Administrative Officer, or Mr. Cousens, the City reasurer, fill this position. Obviously, in cases where a grievance directly relates to either of their departments, the other alternate would act as the dditional member of the Committee.

We hope that this may now resolve a difficult situation, and that another eeting of the Committee may be convened as soon as possible to deal with utstanding matters.

L. Haver,
Secretary-Treasurer CUPE Local 141

A. McArthur,
Secretary CUPE Local 109

Schedule "L" to Report No. 76
(Page 1)

Ref. No. 12-8 September 11, 1980

MEMORANDUM

TO: MAYOR KEYES AND MEMBERS OF COUNCIL

FROM: R.J. HAMILTON, C.A.O.

RE: TRANSIENT TRADERS - LICENSING

Mr. Jackson and myself met with Mr. Walter Garga of the Chamber of Commerce and Mr. G. Poupore of the Downt Business Association to discuss our existing Transient and Traders By-Law to ascertain what changes could be made to better accommodate situations such as the Alpine Fashions Mobile Unit which has been operating at the corner of Prin and Wellington Streets.

In this connection, Mr. Jackson prepared a summa of existing regulations concerning the Transient and Trade By-Law and had the following recommendations for Council's consideration:

(1) The By-Law could be amended to provide for a fine of $700.00 rather than the fine of $500.00 which is presently in the by-law.

(2) Any business who has not taken out a licens and has started up in business should be fined immediately

(3) The Transient Traders License must be on display at all times.

(4) Applications for a Transient Traders Licens must be submitted prior to any actual business being trans

(5) The application for license must be furnish ahead of time to enable the City to obtain approval on all their existing by-laws and licenses such as Health require Fire regulations, etc.

(6) In addition, the application must have a statement containing a full description of the goods, war

or merchandise that will be offered for sale. It was felt that this would enable the City to better control the existing applications.

(7) Finally, as Mr. Jackson pointed out, if Council desires to change the amount to have for a Transient and Traders license, it is suggested that Counci pass a resolution to that affect and immediately forward it to the Minister of Intergovernmental Affairs, who is responsible for the administration of The Municipal Act.

We would therefore recommend that the above item numbered (1) to (7) be adopted in this matter.

R.J. Hamilton,
C.A.O.

RJH/sd
Encl.

SEP 8 1980

ffice of the
ity Solicitor
ır Ref: 80-683

MEMORANDUM

: Mr. R.J. Hamilton
Chief Administrative Officer

OM: Mr. Norman C. Jackson
City Solicitor

TE: September 5, 1980

Transient Traders

As requested, I am providing you with the legislative kground for the licensing of transient traders. The City of gston By-law No. 7 entitled "A By-law to license and regulate tain trades" is a general consolidation of all licensing matters the City of Kingston. Section 64 of By-law No. 7 provides for licensing of transient traders. This section provides the inition of transient traders and provides for a licence fee of 0.00. Under Section 66 of the by-law, the City Treasurer is uired to issue all transient trader's licences and is required report to City Council for confirmation of such licences once per r. Section 64 and 66 of By-law No. 7 are set out hereafter for r information. These provisions also set out that a person who ries on a business without a licence is guilty of a penalty of 0.00.

Law No. 7 - Section 64 - Transient Traders

person or persons whose names have not been entered upon the essment Rolls of the City of Kingston for the then current year or e names may be entered on the Assessment Roll for the first time espect of business assessment and who offer goods, wares or chandise for sale by auction, conducted by themselves or by a nsed auctioneer or otherwise, or who offer goods, wares or handise for sale in any other manner shall pay a transient trader's nse fee before commencing to trade.

the purpose of this section,

"Transient Trader" includes any person commencing business in the City of Kingston who has not resided continuously in the City of Kingston for at least three months next preceding the time of his commencing such business there. A corporation or partnership, shall for the purpose of this by-law be deemed to be a person.

This by-law shall not apply to the sale of the stock of a bankrupt or insolvent within the meaning of any bankruptcy or insolvency Act in force in Ontario, nor to the sale of any stock damaged by or by reason of fire provided that such stock was on sale in the City of Kingston prior to the bankruptcy or insolvency or fire and that no goods, or merchandise are added to such stock.

The by-law shall not apply to the sale of a business to a bona fide purchaser who continues the same.

Schedule "L" to Report No. 76
(Page 3)

(d) The fee to be paid for a transient trader's licence by a farme resident in Ontario, who offers for sale only the produce of h own farm shall be $5.00.

(e) The fee to be paid for a transient trader's licence to operate business in the City of Kingston shall be $500.00.

(f) The sum paid for a transient trader's licence shall be credite to the person paying it, or to any bona fide purchaser of the business who carries on the same on account of taxes payable b him in respect of the business and in respect of property taxe on land used for or in connection with the business if such la is owned by the person carrying on the business during the yea in which the license was issued and five years thereafter.

(g) Every transient trader who carries on a business without a licence shall be guilty of an offence and shall incur a penalt of Five Hundred Dollars ($500.00) being an amount equal to the amount of the licence which he should have paid, exclusive of costs, and in default of payment of the said penalty and costs the same may be levied by distress and sale of the goods and chattels of the offender, and in case of there being no distre found from which the penalty and costs can be levied, the convicting magistrate may commit the offender to the common gaol of the County of Frontenac for a term not exceeding sixty days unless the said penalty be sooner paid.

(h) Every transient trader shall cause his licence to be prominent and permanently displayed in his place of business during the term in which he is carrying on business as a transient trader and in default thereof he shall incur a penalty of not less then $1.00 and not more than $10.00.

(i) Persons claiming exemption from the provisions of this by-law reason of the fact that they take orders for fruits and garden produce from customers in advance and later fill such orders b delivery of such fruits and garden produce from a vehicle on t streets or alleys of the City of Kingston must show on the demand of any duly authorized Municipal or Peace Officer proof of such advance orders from all such customers for each delive made to substantiate such application for exemption.

(j) Every applicant for a transient trader's licence shall make application in writing to the Council of the City of Kingston, and as part of his application shall furnish a statement containing a full description of the goods, wares or merchandi which he proposes to sell or offer for sale under such license and shall file the said application with the Clerk-Comptroller and deposit at the same time with the City Treasurer, the sum Five Hundred Dollars ($500.00), the amount to be paid for the said licence. If the transient trader's license be not grante the money deposited shall be returned to the applicant.

By-law No. 7 - Section 66

The City Treasurer shall issue all Transient Trader's Licences and shall report to Council for confirmation of such licences once per year.

I would point out that every transient trader is requi Under Section 64 to take out a transient trader's licence and to pa the transient trader's licence fee before commencing to trade and should any transient trader commence the trade without a licence I would ask that reports of same be provided to me immediately so tha I can prosecute these matters in Provincial Court.

Schedule "L" to Report No. 76
(Page 4)

Through correspondence received by City Council it would
pear that there is a question as to who can be licensed as transient
iders and as to what the amount of the licence fee can be. Transient
iders are defined in The Municipal Act in the same way they are
fined in By-law No. 7. Paragraph 16 and 17 of Section 383 of The
icipal Act, R.S.O. 1970, define a transient trader as a person
mencing business who has not resided continuously in the
icipality for at least three months next preceding the time to his
mencing such business there and as persons who's names are not on
assessment role, but offer goods, wares or merchandise for sale
auction, otherwise, or for sale in any other manner. Accordingly,
s term applies to many types of traders in goods. The Provincial
islation in the Municipal Act, in paragraph 17 of Section 383 also
vides in clause (d) that the fee to be paid for a transient trader
ll not be less then $100.00 and shall not exceed $500.00. The
y of Kingston By-law No. 7 is, therefore, at the maximum licence
permitted, namely $500.00. If it is thought that the licence fee
uld be equivalent to business taxes, and accordingly a higher fee,
s could be passed in a by-law by the City, but only after the
vincial legislation has been changed. The City could ask the
vince to change The Municipal Act by way of a general amendment to
Municipal Act to provide for a higher licence fee for transient
ders or the City could ask that it be changed by way of Private
l being an amendment to the City of Kingston Act. I would
ommend that if Council does desire to change the amount of the fee

a transient trader that it pass the resolution to that effect and
ediately forward it to the Minister of Intergovernmental Affairs
is responsible for the administration of The Municipal Act.

In the interim, City Council could pass a by-law without
amendment to The Municipal Act to deal with the amount of a fine
one who trades without a licence. The Municipal Act, in clause
of paragraph 17 of Section 383 provides that the fine shall be
al to the licence fee plus a sum of not less than $10.00 and not
than $200.00. Since our licence fee is $500.00 it would be
sible to have a fine up to $200.00 in addition to that, and
ordingly, the by-law could be amended to provide for a fine of
).00 rather than the fine of $500.00 that is presently in the by-law.

Before issuing any transient trader's licences I also
ommend that our Treasury Department, who are charged with the
ing of the licences, require that a proper licence application be
ed out in accordance with The Municipal Act, including a full
ription of the goods, wares and merchandise proposed to be sold.
he time of the issuance of the licence a check should be made
nsure that all municipal by-laws and Provincial regulations are
g adhered to.

nr

Norman C. Jackson
City Solicitor

Schedule "M" to Report No. 76
(Page 1)

SEP

Telephone: 546-

THE CORPORATION OF
THE CITY OF KINGSTON
OFFICE OF THE MAYOR

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3

TO: R.J. Hamilton

FROM: K. Keyes

DATE: September 12, 1980

SUBJECT: Customs House at Quebec Head, Wolfe Island

ORIGIN: Mr. Jim Brown, Kingston & Wolfe Island resident

ANALYSIS: The Department of Transport is considering closing the Customs House at the eastern end of Wolfe Island. In the interests of many boaters on both sides of the Canada - U.S.A. border, who use this facility as a matter of convenience, a campaign is being launched by Mr. Brown to retain this facility.

He is seeking support from the Kingston Yacht Club executive and membership, the City of Kingston, Cape Vincent, N.Y. and other sources on both sides of the border. While I have no accurate knowledge of the number of boats that make use of this port of entry to Canada, I know from personal experience that it is a convenience to a relatively significant number of boaters.

There are no direct financial considerations for the city should we agree to participate in the campaign to continue the Customs House operation.

RECOMMENDATION: That the City of Kingston write a letter to th Honourable Jean Luc Pepin, Minister of Transpo informing him of the city's concern that a number of boaters on both sides of the Canada U.S.A. border will be inconvenienced by any re moval of the existing service and that in the interest of providing adequate facilities for the boating public, that the service be continued. Copies of our resolution to be forwarded to the Honourable Flora MacDonald, The Thousand Islands Bridge Authority and the Eastern Ontario Tourist Association.

Schedule "N" to Report No. 76
(Page 1)

MEMORANDUM

): R. J. Hamilton, Chief Administrative Officer

ROM: G. de Lugt, Deputy City Engineer

ATE: September 15th, 1980

BJECT: Cherry Street: Reconstruction of sidewalks.

IGIN: Local residents are requesting that the sidewalks be reconstructed.

IALYSIS: As part of a larger contract a new storm sewer has been constructed in Cherry Street between Quebec Street and Pine Street. During the construction it became necessary to also replace the existing sanitary sewer. To facilitate road reconstruction it was necessary for the P.U.C. to move their shut off valves into the sdiewalk areas.

Whilst the sidewalks are not scheduled for reconstruction during 1980 or 1981, they are old and have already been repaired in several different places, sometimes with an asphalt overlay and sometimes with new concrete slabs. The old concrete, whether overlaid with asphalt or still exposed, is in very poor condition and as a result, construction activities have resulted in a number of areas where walk repairs are necessary. Such repairs would extend the life of the sidewalks for a few more years, but there is little doubt that they would produce an unsightly appearance and that the residents, who have been inconvenienced by many weeks of construction activities this summer, would much prefer to see the walks reconstructed this year instead of later.

ISTING POLICY: Sidewalks in residential areas are reconstructed on the basis of greatest need as per schedule approved by Council from year to year. Financing is from the General Rate under the Capital Budget.

NANCIAL: The cost of reconstructing the sidewalks on both sides of Cherry Street between Quebec Street and Pine Street is estimated at $6,100 if carried out as an extension of the 80-1W contract. However, no provision has been made in this year's budget allocation and it is suggested therefore that if the work is to proceed funds be made available from Finance Contingencies.

COMMENDATION: That the sidewalks on both sides of Cherry Street between Quebec Street and Pine Street be reconstructed as an extension to contract 80-1W at an estimated cost of $6,100 to be financed from Finance Contingencies.

G. de Lugt, P. Eng.
Deputy City Engineer

LJC

Schedule "O" to Report No. 76
(Page 1)

Office of the
City Solicitor
Our Ref. No. 80-699

MEMORANDUM

TO: Mr. M.C. Healy,
City Clerk

FROM: Mr. Norman C. Jackson,
City Solicitor

DATE: September 15, 1980 SEP 15 REC'D

RE: Private Bill

At City Council's meeting this evening, third reading
is to be given to the by-law authorizing a private bill to autho
the Council of the City of Kingston to pass by-laws licencing ta
cabs, carters and second-hand goods dealers. When I was advisin
the Police Commission, the Police Commission, while passing the
private bill which was before Council, also passed a motion indi
ing that all licencing powers possessed by the Police Commission
should be transferred to City Council.

I have, this date, spoken with Mr. Rivell, Legislative
Counsel to the Minister of Intergovernmental Affairs, and he has
indicated that that Ministry would consider it more appropriate
City Council to have all such similar legislative licencing powe

I have therefore redrafted the private bill with more
general statements, so that the effect of the bill will be to
transfer all legislative licencing powers from the Police Commis
to City Council. I would ask you accordingly to bring this to t
attention of Council on third reading of the by-law this evening
and to substitute the bill included herewith. The objects and
purposes previously approved by Council would remain the same.

Norman C. Jackson,
City Solicitor

NCJ/ks
Enclosure

Schedule "O" to Report No. 76
(Page 2)

AN ACT RESPECTING THE CITY OF KINGSTON

WHEREAS The Corporation of the City of Kingston, herein called the Corporation, by its petition has prayed for special legislation in respect of the matters hereinafter set forth;

AND WHEREAS the Board of Commissioners of Police of the City of Kingston wishes to transfer to the Council of The Corporation of the City of Kingston its jurisdiction to licence, regulate and govern various matters under the provisions of The Municipal Act, R.S.O. 1970, Chapter 284;

AND WHEREAS it is expedient to grant the prayer of the petition;

THEREFORE, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. On and after the first day of January, 1981, the authority and power of Boards of Commissioners of Police under The Municipal Act to pass by-laws to licence trades, callings, persons and things, is vested in the Council of the Corporation, including the auhority and power of Boards of Commissioners of Police to regulate and govern such trades, callings, persons and things.

2. This Act comes into force on the day it receives Royal assent.

3. The short title of this Act is The City of Kingston Act, 1980.

COMMITTEE OF THE WHOLE

MOTIONS

(1) Moved by Ald. Knapp,
Seconded by Ald. Bishop,

That motion (2) of Ald. Knapp and Ald. Bishop be Tabled to the meeting o September 22, 1980, pending distribution of further information by Ald.

CARRIED

(2) Moved by Ald. Knapp
Seconded by Ald. Bishop

WHEREAS diminished representation on the Frontenac County Board of Education could result in the City's educational requirements not being duly considered; and

WHEREAS the City's representation on the Board of Education is not proportional to the total monies received by the Board of Education;

THEREFORE BE IT RESOLVED that appropriate measures be taken to determine whether the City can withdraw from participation in the Frontenac County Board of Education for the purposes of establishing a City-wide Board of Education with members elected by the City.

REFERRED TO THE COMMITTEE OF THE WHOLE MEETING - SEPTEMBER

Mr. R.J. Hamilton withdrew at 11:10 p.m.

The following was referred by council at its meeting held September 8th to the Committee of the Whole.

(3) Moved by Ald. Lampropoulos,
Seconded by Ald. Timmins,

WHEREAS there is growing concern about the future of the lands along Little Cataraqui River, the pressure to build along and close to the water is increasing and more demands for development can therefore be expected, and there are increasing concerns for and awareness of the environmental value of the natural habitat;

AND WHEREAS the development that has taken place in recent years is changing the valley, so that previous stud of the flood plain made by the Conservation Authority are limited in the information they contain and are in certain respects out of date;

COMMITTEE OF THE WHOLE (Cont'd)

MOTIONS (Cont'd)

(3) (Cont'd)

AND WHEREAS it is necessary that in making decisions regarding the valley there be more complete and accurate information ;

NOW THEREFORE BE IT RESOLVED THAT the Conservation Authority be requested to undertake a new study of the Little Cataraqui River, both with respect to the flood plain and the environmental values.

AND ALSO BE IT RESOLVED THAT in undertaking the study there shall be full consultation with the Minister of Natural Resources, the Ministry of the Environment, the Little Cataraqui Environment Association and other interested groups, and that the study be undertaken in 1981.

AND ALSO BE IT RESOLVED THAT the Township of Kingston be requested to support this request and join in the study.

CARRIED

The following Notice of Motion and proposed amendment were referred by Council at its meeting held on September 2, 1980 to the Chief Administrative Officer, the City Solicitor and the City Clerk,

See attached Schedule "1", 2 pages, for their report.

Mr. Hamilton returned at 11:13 p.m.

4(A) Moved by Ald. Hawkins,
Seconded by Ald. Matthews,

That council review the present system of municipal election of aldermen - re - two aldermen per ward for the present seven wards; and consider developing a new structure creating ten wards with one aldermen elected per ward;

That the City Clerk be directed by council to create a new ten ward system by population for consideration by council prior to November 1, 1980;

That the new structure, if approved by council, would be adopted and implemented prior to 1982 Municipal Elections.

REFERRED TO THE COMMITTEE OF THE WHOLE MEETING SEPTEMBER 22, 1980

COMMITTEE OF THE WHOLE (Cont'd)

MOTIONS (Cont'd)

4(B) Moved by Ald. Clark,
Seconded by Ald. Hawkins,

That the Motion of Ald. Hawkins and Ald. Matthews be amended by deletin the words "creating ten wards with one alderman elected per ward" in th first paragraph; and by deleting the word "ten" and the words "by popul in the second paragraph.

REFERRED TO THE COMMITTEE OF THE WHOLE MEETING SEPTEMBER 22, 1980

Moved by Ald. Hawkins,
Seconded by Ald. Gerretsen,

That motions 4(A) and 4(B) and attached Schedule "1" be referred to the Committee of the Whole meeting of September 22, 1980.

CARRIED

Schedule 1

(Page 1)

File No. 5-2

MEMORANDUM

TO: Mayor and Aldermen.

FROM: R. J. Hamilton,
Chief Administrative Officer;
- and -
N. C. Jackson,
City Solicitor;
- and -
M. C. Healy,
City Clerk.

DATE: September 12, 1980.

RE: Review of Present System of Municipal Election of Aldermen.

The proposed motion of Ald. Hawkins and Ald. Matthews concerning the creation of a ten ward system for the election of Aldermen and the proposed motion of amendment of Ald. Clark and Ald. Hawkins was referred to staff by Council for our comment and discussed by the undersigned as requested by Council.

There are many different solutions possible, one of which we recommend for Council's consideration as follows:

That an application be authorized to the Ontario Municipal Board for the redivision of the City of Kingston into 5 wards of roughly equal population, by combining four of the existing wards into two wards with no change to the remaining three wards, as follows, to be effective for the 1982 election:

Ward No.	Comprised of	1978 Population	Area Acres
1	Former Sydenham Ward	6,899	440
	and Ontario Ward	6,454	299
		13,353	739±
2	Former St. Lawrence Ward	4,979	272
	and Frontenac Ward	6,440	1,830
		11,419	2,102±
3	Former Cataraqui Ward	11,286	1,852±
4	Former Rideau Ward	12,132	1,238±
5	Former Victoria Ward	11,974	1,544±

.../2

Schedule 1

(Page 2)

With two aldermen per ward, plus the Mayor, an 11 member Council will result.

School Board representation would have to be on a combination of area basis depending on revisions to the number of trustees to be elected in 1982.

Respectfully Submitted,

R. J. Hamilton,
Chief Administrative Officer.

N. C. Jackson,
City Solicitor.

M. C. Healy,
City Clerk.

/is

COUNCIL

REPORT OF THE COMMITTEE OF THE WHOLE

Moved by Ald. Webb,
Seconded by Ald. Bishop,

That the Report of the Committee of the Whole be adopted, approved and confirmed.

CARRIED

MOTIONS

Council consented to consider Motion (1) at this meeting.

(1) Moved by Ald. Webb,
Seconded by Ald. Timmins,

That the month of September 1980 be designated as "Terry Fox Marathon of Hope" month.

CARRIED

BYLAWS

Ald. Lampropoulos abstained from voting.

Council consented to the withdrawal of By-law (6), the amendment of the title to By-law (8), in accordance with Clause 16 of Report No. 76, and to the addition of By-law (9).

(A) Moved by Ald. Clark,
Seconded by Ald. Clements,

That By-laws 1 to 5 and 7 and 9 be given their First & Second Readings.

CARRIED

B) Moved by Ald. Gorham,
Seconded by Ald. Hawkins,

That Rule No. 34 of By-law No. 1 be suspended for the Purpose of Giving By-laws 2, 3 and 9 their Third Reading.

CARRIED

) Moved by Ald. Knapp,
Seconded by Ald. Hawkins,

That By-laws 2, 3, 7, 8 and 9 be given Third Reading.

CARRIED

BYLAWS (Cont'd)

(1) A By-Law to Amend By-Law No. 9398, "A By-Law to Establi
Office of the Chief Administrative Officer".

FIRST & SECOND READINGS PROPOSED NO. 80-2
Clause 5, Report No. 76, 1980

(2) A By-Law to Repeal By-Law No. 9204, "A By-Law to Provide for the Electi
Members of The Frontenac County Board of Education and of The Frontenac
Lennox & Addington County Roman Catholic Separate School Board by the
School Electors of the City of Kingston Areas".

THREE READINGS PROPOSED NO. 80-2
Clause 10(C), Report No. 76, 1980

(3) A By-Law to Provide for the Election of Members of The Frontenac County
of Education and of The Frontenac - Lennox & Addington County Roman Ca
Separate School Board by the School Electors of the City of Kingston Ar

THREE READINGS PROPOSED NO. 80-20
Clause 10(C), Report No. 76, 1980

(4) A By-Law to Amend By-Law No. 7, "A By-Law to License and Regulate Certa
Trades".

FIRST & SECOND READINGS PROPOSED NO. 80-205
Clause 12, Report No. 76, 1980

(5) A By-Law to Authorize the Execution of an Agreement with W.A. Thompson
(Sewer Connection: 131 King Street West).

FIRST & SECOND READINGS PROPOSED NO. 80-206
By-Law No. 14

(6) A By-Law to Repeal By-Law No. 3923, "A By-Law to Provide for Entrustin
the Control and Management of a Public Transportation System to the Pub
Utilities Commission of the Corporation of the City of Kingston ."

FIRST & SECOND READINGS PROPOSED NO. 80-2
Clause 1, Report No. 75A, 1980 *WITHDRAWN*

(7) A By-Law to Confirm the Procedings of Council at its Meeting Held on
September 15, 1980.

THREE READINGS PROPOSED NO. 80-208
City Council Meeting No. 45, 1980

BYLAWS (Cont'd)

(8) A By-Law to Authorize a Petition to The Honourable The Lieutenant Governor and The Legislative Assembly of Ontario for a Private Bill to Transfer all Legislative Licensing Powers of the Board of Commissioners of Police of The City of Kingston to the Council of The Corporation of The City of Kingston.

THIRD READING
Clause 13, Report No. 74, 1980

PROPOSED NO. 80-198

(9) A By-Law to Amend "By-Law No. 1, 1979, A By-Law to Regulate Council Procedures" (Revise Purchasing Procedure)

THREE READINGS
Clause 14, Report No. 74, 1980

PROPOSED NO. 80-209

ADJOURNMENT

Moved by Ald. Gerretsen,
Seconded by Ald. Miller,

That Council do now adjourn.

CARRIED

Council adjourned at 11:25 p.m.

(L.S.)

(Signed) M.C. *Healy*
City Clerk

(Signed) *Ken Keyes*
Mayor

QUEEN'S UNIVERSITY LIBRARY
DOCUMENTS DEPARTMENT
OCT 2 - 1980

CITY COUNCIL MEETING NO. 46

The Regular Meeting of City Council will be held on Monday, September 22, 1980 commencing with an In Camera Session from 7:00 p.m. to 8:00 p.m. in the Loyalist Room, City Hall, and to be continued in the Council Chamber at 8:00 p.m.

(Loyalist Room)

ROLL CALL

COMMITTEEE OF THE WHOLE IN CAMERA

(A) That Council resolve itself into the Committee of the Whole In Camera to consider the following items:

(1) Land Acquisition or Lease - Lake Ontario Park
(2) Land Sale - Former Kingscourt School Site
(3) Land Acquisition - 10 Auld Street
(4) Employees - Administrative Assistant - Personnel Department

(Council Chamber)

ROLL CALL

(B) That Council rise from the Committee of the Whole In Camera and the Chairman report.

- or alternatively -

That Council rise from the Committee of the Whole In Camera without reporting.

REPORT OF THE COMMITTEE OF THE WHOLE

(C) That the Report of the Committee of the Whole be adopted, approved and confirmed.

PETITIONS

TABLING OF DOCUMENTS

A05

COMMUNICATIONS

To be Filed

(613) Statement of Revenue and Expenditures for the month of July 1980 from the Public Utilities Commission of the City of Kingston, Transit Department, showing the following deficits:

	1980 Budget Estimates	1980 to date	Month of July 1980	1979 to date
Operating Deficit:	$882,585.	$579,517.	$109,724.	$491,007.
Debentures:	27,545.	16,068.	2,295.	16,126.
Total Deficits:	$910,130.	$595,585.	$112,019.	$507,133.

(Note: Copies have been distributed to all members of Council)

File No. 17-11.2

To be Referred to the Planning Board & the Commissioner of Parks & Recreation

(614) From Homestead Land Holdings Limited concerning the 89 Unit Apartment, Ontario Street at West. The City has indicated that it would accept cash in lieu of land for park on this project, but Homestead is not prepared to make such an offer. However, Homestead suggests that in accordance with the Official Plan, the City accept a walkway between West and Simcoe Streets from them. Homestead would like to retain the right to use the present swimming dock for Simcoe tenants and to moor boats in the Simcoe Street slip. They will also extend the shoreline and restore the eroded areas with rock fill from the Ontario Street site.

File No. 17-2.1 & 17-4

For the Attention of Members of Council

(615) From Extendicare/Kingston advising of their second annual Safety Week, September 29th to October 5th, 1980. The activities of the week will include an inspection and demonstration by the Kingston Fire Department, an inspection by the Ministry of Labour, lectures on all aspects of safety for residents, staff and volunteers and various contests.

An invitation has been extended to members of Council to join the Safety Committee and Staff of Extendicare for a wine and cheese party on Friday, October 3, 1980 from 2:30 p.m. to 4:00 p.m.

(Note: Copies have been distributed to all members of Council)

File No. 3-6

CITY COUNCIL MEETING NO. 46

September 22, 1980

COMMITTEE OF THE WHOLE

(A) That Council resolve itself into the Committee of the Whole to receive reports and to consider motions.

REPORTS

That Report No. 77 of the Committee of the Whole be received and considered.

That Report No. 78 of the Committee of Honourable Achievement Awards be received and adopted.

That Report No. 79 of the Grand Theatre be received and considered.

That Report No. 80 of the Chief Administrative Officer be received and adopted.

REPORT NO. 77

September 15, 1980

The Committee of the Whole reports and recommends as follows from its "In Camera" meeting of September 15, 1980:

(1) That the matter of fixing the price at which the stopped up portion of Davidson Street, west of Pembroke Street, is to be sold, as approved by Resolution (1) on Page 1297 of City Council Meeting No. 37, be RECONSIDERED.

(2) That Resolution (1) on Page 1297 of City Council Meeting No. 37 be revised to read as follows:

> *"That, as recommended by the Chief Administrative Officer, a by-law be presented to council to fix the price at which the stopped up portion of Davidson Street, west of Pembroke Street, is to be sold to the abutting property owners subject to the following conditions:*
>
> *(1) That the 10' x 60' portion be offered to Mr. David Herrington at a price of $1,000.00, payable over 5 years at the rate of $16.66 per month, or the balance at anytime within the five years, on the understanding that the City will:*
>
> *a) be responsible for the necessary surveys;*
>
> *b) install a curb ramp on Pembroke Street to the property at City expense;*
>
> *c) cut down the tree closest to Pembroke Street to a ground level without taking out the roots, after title has been transferred to Mr. Herrington, at City expense;*
>
> *d) receive Committee of Adjustment approval to enable the City to sell the balance of the property for a site to contain a duplex.*
>
> *(2) That the remainder of the property, consisting of an area approximately 56' wide and 122' deep, be offered to Mrs. Scammell for a price of $33,540.00.*

- and further -

In the event that Mrs. Scammel does not accept the City's offer to sell the remainder of the property to her on or before September 17, 1980, the remainder of the property is hereby authorized to be immediately offered for sale by public tender.

Ald. Gorham & Ald. Hawkins opposed

Respectfully submitted,

Chairman.

REPORT NO. 78

September 22, 1980

To the Mayor and Members of Council:

The Committee of Honourable Achievement Awards reports and recommends as follows:

WHEREAS the Committee on Honourable Achievement Awards has invited members of Council to submit names for inclusion in the Book of Honourable Achievement;

AND WHEREAS each name submitted for consideration has been accompanied by a citation as required by By-Law No. 1;

AND WHEREAS the unamimous vote of the members of the Committee was given for the following awards at a meeting held on September 15, 1980.

THEREFORE BE IT RESOLVED that an award for Honourable Achievement be given by the Council of The Corporation of the City of Kingston to:

The Late Mr. Wilfred M. Pluard

The Late Dr. Kenneth J. Regan

Mr. Harry Price Smith

Respectfully submitted,

Ald. G.L. Webb

Ald. K. Matthews

Ald. G. Timmins

REPORT NO. 79

September 17th, 1980.

To the Mayor and Aldermen:

The Board of Management for the Grand Theatre reports and recommends as follows:

1. That a budget transfer of $3,000. from Account #4605 (Janitorial Services) to Account #4631 (Heat), be approved.

NOTE: A dramatic increase in the cost of fuel, combined with enlarged space to be heated as a result of the recent renovations, is responsible for an underestimate in the budgeted heating costs.

Respectfully submitted,

Chairman.

REPORTS

Report No. 80 - Chief Administrative Officer

REPORT NO. 80

September 22, 1980

To the Mayor and Members of Council:

The Chief Administrative Officer reports and recommends as follows:

1.(A) That the Report of the Chief Administrative Officer, attached hereto as Schedule "A", 1 Page, notifying of a request from the Public Utilities Commission to have a joint meeting, be considered.

(Note: A Copy of the Report of the Chief Administrative Officer is attached as Schedule "A", 1 Page)

2. That, as recommended by the City Solicitor, a by-law be presented to Council to dedicate the following one foot reserves shown on Registered Plan 454 as public highway:

a) east end of McMahon Avenue;

b) west end of McMahon Avenue; and

c) north end of McMichael Street.

(Note: A copy of the Report of the City Solicitor is attached as Schedule "B", 1 Page)

(See By-Law 1 : No. 80-210)

3. That, as recommended by the Commissioner of Works, since a sufficiently signed petition has been received, a by-law be presented to Council to authorize the reconstruction of concrete sidewalk (1.5 m. wide) in Ordnance Street, north side, from 1.8 m. east of Rideau Street to easterly 46.15 m. under the provisions of Section 7 of *The Local Improvement Act.*

Costs are as follows:

Total Estimated Cost	$3,400.00
Owner's Share	1,351.16
M.T.C. Subsidy	266.00
City's Share	1,782.84
Debenture Amount	3,134.00

It being noted that adequate funds are available in the 1980 Capital Budget.

(Note: A copy of the Report of the Commissioner of Works is attached as Schedule "C", 1 Page)

(See By-Law 2 : 80-211)

4. That, as recommended by the Deputy City Engineer:

(A) Since the improvement of the reconstruction of the pavement in Wellington Street from Place D'Armes to Bay Street is needed, it is hereby declared desirable that the following work be undertaken as a local improvement; and

(B) A by-law be presented to Council to authorize the reconstruction of the pavement in Wellington Street from Place D'Armes to Bay Street under the provisions of Section 8 of *The Local Improvement Act* -

Total Estimated Cost	$62,500.00
Owners' Share	8,193.18
M.T.C. Subsidy	27,153.00
City's Share	27,153.00
Debenture Requirements	35,347.00

- and -

(C) The following transfer of funds in the 1980 Capital Budget be approved in order to provide a total quota of $35,347.00:

	Increase	Decrease
Local Improvement - Storm		$14,347.00
Local Improvement - Pavement - Wellington St.	$14,347.00	

(Note: A copy of the Report of the Deputy City Engineer is attached as Schedule "D", 1 Page).

(See By-Law 3 : 80-212)

5. Since the purchase of 428-A Barrie Street was approved by Clause 16(C) of Report No. 74 at $32,000. to be charged either to the Neighbourhood Improvement Program or to transfer funds from "Finance Contingencies":

That, as recommended by the Chief Administrative Officer, the purchase of 428A Barrie Street be charged to surplus funds received from disposal and rentals received from various properties in the Neighbourhood Improvement Area.

(Note: A copy of the Report of the Chief Administrative Officer is attached as Schedule "E", 3 Pages).

6. That, as recommended by the Deputy City Engineer, since the curb has deteriorated beyond repair all along the properties numbered 557-567 Princess Street, the curb and boulevard on the north side of Princess Street between Alfred Street and Frontenac Street be reconstructed for so far as the owners are willing to pay their local improvement charges in cash and that the City's share be financed from the current budget account entitled "Permanent Pavement - Curb and Gutter Repair".

(Note: A copy of the Report of the Deputy City Engineer is attached as Schedule "F", 1 Page).

7. That, as recommended by the Deputy City Engineer, Contract 80/1W be amended to include for the construction of a new concrete sidewalk on the south side of Thomas Street from Cowdy Street easterly 82.43 m at an estimated cost of $3,920.00. Adequate funds have been provided in the 1980 Capital Budget.

(Note: A copy of the Report of the Deputy City Engineer is attached as Schedule "G", 1 Page).

8. That, as recommended by the Commissioner of Works, the deposit in the amount of $1,700.00 by Dacon Corporation to cover the installation of a catchbasin and completion of some minor paving in Rockcliffe Subdivision be released, as this work has been completed satisfactorily.

(Note: A copy of the Report of the Commissioner of Works is attached as Schedule "H", 1 Page).

9. That, as recommended by the Commissioner of Works, since the construction time is tolerable, the tender of Hugh-Mac Construction Limited, in the amount of $76,971.00, to construct sanitary sewers, water, sanitary and storm services in Counter Street and Kingscourt Avenue, be accepted being the lowest tender received.

(Note: A copy of the Report of the Commissioner of Works is attached as Schedule "I", 2 Pages).

10. That, as recommended by the Administrator of Traffic, Streets and Parking, a by-law be presented to Council to amend By-Law No. 10, "A By-Law Respecting Streets", to permit the Hadassah Auxiliary to erect a banner across Princess Street between Montreal and Sydenham Streets for the period commencing October 22, 1980, to November 5, 1980, inclusive, to advertise their 29th annual Hadassah Auxiliary Bazaar on Wednesday, November 5, 1980.

(Note: A copy of the Report of the Administrator of Traffic, Streets and Parking is attached as Schedule "J", 1 Page).

(See By-Law 4 : 80-213)

11. That, as recommended by the Administrator of Traffic, Streets and Parking, a by-law be presented to Council to amend By-Law No. 10, "A By-Law Respecting Streets", to permit the Alma Mater Society Inc. of Queen's University to erect a banner across University Avenue between Clergy and Earl Streets for the period October 14, 1980, to October 19, 1980 inclusive, to advertise Queen's Homecoming 1980.

(Note: A copy of the Report of the Administrator of Traffic, Streets and Parking is attached as Schedule "K", 1 Page).

(See By-Law 4 : 80-213)

12. That, as recommended by the Administrator of Traffic, Streets and Parking, a by-law be presented to Council to grant permission to temporarily close portions of Union Street, University Avenue, Earl Street and Division Street on Saturday, October 18, 1980, between 12 noon and 1:30 p.m. for community purposes in order to permit the Alma Mater Society Inc. of Queen's University to conduct a Homecoming 1980 parade.

(Note: A copy of the Report of the Administrator of Traffic, Streets and Parking is attached as Schedule "L", 1 Page).

(See By-Law 5 : 80-214)

13. That, as recommended by the Administrator of Traffic, Streets and Parking, a by-law be presented to Council to amend By-Law No. 24, "A By-Law For Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of *The Highway Traffic Act*", to provide that parking be prohibited on the east side of Kensington Avenue from Edgehill Street to the north limit of 11 Kensington Avenue from 10:00 - 11:00 a.m. and 2:00 - 3:00 p.m., Monday to Friday inclusive.

(Note: A copy of the Report of the Administrator of Traffic, Streets and Parking is attached as Schedule "M", 1 Page).

(See By-Law 6 : 80-215)

14. That, as recommended by the Airport Administrator, the purchase of the 2,400 sq. ft. insulated structure in Hangar No. 4 at Norman Rogers Airport from D & M Aircraft Maintenance Ltd. for the sum of $1,200.00 in order to provide for additional space is hereby authorized.

(Note: The 1980 Airport Budget contained $2,000.00 for the construction of a 1,000 sq. ft. insulated garage repair shop in Hangar No. 4.

A Copy of the Report of the Airport Administrator is attached as Schedule "N", 2 Pages).

15. That, as recommended by the Airport Administrator, a five year lease agreement between The Corporation of the City of Kingston and D & M Aircraft Maintenance Ltd. for rental of approximately 4,800 square feet of hangar space in the southeast corner of Hangar No. 4, Norman Rogers Airport, commencing October 1, 1980, at a monthly rental of $250.00 adjusted annually by the same percentage change as the Consumer Price Index of Statistics Canada, be approved;

- and -

That the Mayor and City Clerk be authorized to execute the necessary lease agreement in a form acceptable to the City Solicitor.

(Note: A copy of the Report of the Airport Administrator is attached as Schedule "O", 1 Page).

16. That, as recommended by the Fire Chief, the following budget apportionment amendment be approved in order to provide funds for the attendance of Fire Inspector Campbell at the Emergency Preparedness Seminar in November:

	Increase	Decrease
Fire Department		
Travel Expense	$400.00	
Maintenance of Other Equipment		$400.00

(Note: A Copy of the Report of the Fire Chief is attached as Schedule "P", 1 Page).

17.(A) That the Report of the Chief Administrative Officer, attached as Schedule "Q", 2 pages, concerning disposition of the Letter of Credit from Chartwood Developments Ltd. be considered.

(Note: A copy of the Report of the Chief Administrative Officer is attached as Schedule "Q", 2 Pages).

18. That, as recommended by the City Solicitor, a by-law be presented to Council to amend By-Law No. 8597, "The Property Standards By-Law", to revise Section 2.9 and Section 3.3 as shown on page 3 of Schedule "R", attached.

(Note: A copy of the Report of the City Solicitor is attached as Schedule "R", 3 Pages).

(See By-Law 7 : 80-216)

19. That, as recommended by the Administrator of Traffic, Streets and Parking, the upper level of the Robert Bruce Memorial Parking Lot, with access to Montreal Street, be converted from an attendant lot to a metered parking deck, with an hourly rate of 30¢ and a time limit of two hours.

(Note: The required meters are available in the present inventory.

A copy of the Report of the Administrator of Traffic, Streets and Parking is attached as Schedule "S", 2 Pages).

Respectfully Submitted,

R. J. Hamilton,
Chief Administrative Officer.

Schedule "A" to Report No.80
(Page 1)

Our Ref. No. 21-10

September 17, 1980

MEMORANDUM

TO: MAYOR KEYES AND MEMBERS OF COUNCIL

FROM: MR. R.J. HAMILTON, C.A.O.

RE: TRANSIT REVIEW COMMITTEE'S REPORT

We are forwarding herewith a copy of a letter from the Public Utilities Commission requesting that Council have a Special Meeting between Council and the Public Utilities Commission before any decision is arrived at concerning the Transit Review Committee's Report.

Council will note that they are asking for a date and time and place for the meeting.

R.J. Hamilton,
C.A.O.

RJH/sd
Encl.

BY HAND

PUBLIC UTILITIES COMMISSION
OF THE CITY OF KINGSTON
PHONE 546-1181
ELECTRIC, GAS, WATER AND TRANSIT SERVICES

Dear Mr. Hamilton:

Re: The Transit Review Committee's Report

The Commission discussed the Transit Review Committee's Report to Council at its regular meeting on Tuesday 1980 09 16. Copies had been sent to the Commissioners prior to the meeting.

Arising from the discussion I was instructed to write to Council and request that a Special Joint Meeting with Council be arranged for discussion of the report before Council arrives at any decision on the report, and that the meeting be open to the public.

Would you please present this request to Council and advise me the date, time and place for the meeting, assuming Council agrees to this request from the Commission.

Yours faithfully,

A. Bowie
Secretary Treasurer

AB:jm

Copy to: Mayor Keyes

Schedule "B" to Report No. 80
(Page 1)

Office of the
City Solicitor
Our Ref. No. 80-879

MEMORANDUM

TO: Mr. R.J. Hamilton,
Chief Administrative Officer

FROM: Mr. Norman C. Jackson,
City Solicitor

DATE: September 11, 1980

RE: Dedication of One Foot Reserves
on Plan 454

We received a request from the solicitor for the owner of 113 McMichael Street to investigate the title to the one foot reserves shown on Registered Plan 454 at the north end of McMichael Street and at the east and west ends of McMahon Avenue. The plan itself was registered on May 16, 1951, but there was no record, either in City files or in the Registry Office, of the one foot reserves ever being conveyed to the City, and accordingly the owners of the lot in question were land-locked. There was a requirement that the subdivider, Mr. A.B. Smith, convey these to the City and I requested him to do so. He has provided the City with a Deed in respect of the one foot reserves at both the east and west ends of McMahon Avenue and at the north end of McMichael Street on Plan 454. The Deed was dated August 25, 1980 and was registered in the Registry Office on September 8, 1980 as Instrument No. 338609.

It is now necessary to dedicate these one foot reserves as part of McMichael Street and McMahon Avenue and I recommend that City Council pass a by-law dedicating the one foot reserves shown on Plan 454 at the east and west ends of McMahon Avenue and at the north end of McMichael Street as a public street.

N Jackson

Norman C. Jackson,
City Solicitor

Schedule "C" to Report No.80
(Page 1)

MEMORANDUM

TO: R. J. Hamilton, Chief Administrative Officer

FROM: D. Graham, Commissioner of Works

DATE: September 10th, 1980

SUBJECT: Reconstruct concrete sidewalk (1.5 m. wide) in Ordnance Street north side from 1.8 m east of Rideau Street easterly 46.15 m.

ORIGIN: Public Works Department

ANALYSIS: The above described sidewalk is in very poor condition and a sufficiently signed petition for this work has been received.

EXISTING POLICY: In commercial areas sidewalk construction and reconstruction is carried out under the Local Improvement Act.

FINANCIAL: Adequate funds are available in the 1980 Capital Budget.

RECOMMENDATION: That, since a sufficiently signed petition has been received, a by-law be presented to Council to authorize the reconstruction of concrete sidewalk (1.5 m. wide) in Ordnance Street, north side, from 1.8 m. east of Rideau Street to easterly 46.15 m. under the provisions of Section 7 of the Local Improvement Act.

Costs are:

Total estimated cost..	$3,400.00
Owner's share	1,351.16
M.T.C. subsidy	266.00
City's share	1,782.84
Debenture amount	3,134.00

D. Graham, P. Eng.
Commissioner of Works

PL:JC

Schedule "D" to Report No. 80
(Page 1)

SEP 17 1980

MEMORANDUM

TO: R. J. Hamilton, Chief Administrative Officer

FROM: G. de Lugt, Deputy City Engineer

DATE: September 17th, 1980

SUBJECT: Reconstruction of the pavement in Wellington Street from Place D'Armes to Bay Street.

ORIGIN; Public Works Department.

ANALYSIS: The above mentioned pavement has deteriorated beyond repair. The pending OHIP project reinforces the need for the proposed reconstruction. We have not been successful in our efforts to obtain sufficient signatures to satisfy section 7 of the Local Improvement Act and must therefore recommend that a by-law be initiated under Section 8 of the Act. The work is scheduled for construction in 1981.

EXISTING POLICY: Reconstruction of streets in the business district is carried out under the Local Improvement Act with the City assuming 80% of the cost. In cases where not sufficient signatures are obtained under section 7, the City follows section 8 of the Act for projects considered essential.

INANCIAL: The estimated costs are as follows:

Total cost	$62,500.00
Owners' share	$ 8,193.18
M.T.C. subsidy	$27,153.00
City's share	$27,153.82
Debenture requirements	$35,347.00

In the 1980 capital budget $21,000 has been provided for this project. In order to provide for the extra debenture requirements it is suggested that the following budget transfer be approved:

	Decrease	Increase
Wellington Street storm sewer	$14,347.00	
Wellington Street pavement		$14,347.00

COMMENDATIONS: 1. That a by-law be initiated under Section 8 of the Local Improvement Act for the reconstruction of the road in Wellington Street from Place D'Armes to Bay Street, and

2. That a budget transfer be approved as detailed above.

G. de Lugt, P. Eng.
Deputy City Engineer

JC

Schedule "E" to Report No. 80
(Page 1)

CORPORATION OF THE
CITY OF KINGSTON
OFFICE OF THE Chief Administrative Officer

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

Our Ref. No. 8-3.16

September 15, 1980

MEMORANDUM

TO: MAYOR KEYES AND MEMBERS OF COUNCIL
FROM: Mr. R.J. Hamilton, C.A.O.
RE: N.I.P. FUNDS

We are forwarding herewith a memorandum from Mr. Muirhead indicating the present position and use the City has made of their N.I.P. allotment to date.

Also, Council is in receipt of a letter from the N.I.P. Committee who have indicated they are unable to justify the use of N.I.P. funds to purchase the property at 428A Barrie Street. Council will note that Mr. Muirhead, in his memorandum, indicates that excess funding in the amount of $121,000. should be expended within the N.I.P. area. However, these expenditures do not require amendments to the Redevelopment Plan or approval of the Minister, according to Mr. Muirhead.

If this is the case, we would recommend that Council approve the purchase of the property at 428A Barrie Street which is in the N.I.P. area and use a portion of the surplus funds in the amount of $121,000. for this property.

R.J. Hamilton,
C.A.O.

RJH/sd
Encl.

Schedule "E" to Report No. 80
(Page 2)

SEP 12 1980

CORPORATION OF THE
CITY OF KINGSTON

OFFICE OF THE
Director of Planning and Urban Renewal

CITY HALL
KINGSTON, ONTARIO

September 11, 1980.

MEMORANDUM TO: Mr. R.J. Hamilton,
Chief Administrative Officer.

Re: N.I.P. Funds

In reply to your enquiry of September 4th, I would advise as follows:

There are approximately $ 159,998.00 remaining in the Program of which approximately $ 141,615.00 is now committed to the Supplementary Program. This will leave a slight surplus of $ 18,383.00. I would suggest that it would be premature to spend the surplus until (a) we have received Ministerial approval of the Supplementary Program and (b) until the Supplementary Program has been implemented, since invariably there are small cost overruns.

Quite separately from the approved Program and its budget which is shared with the Provincial and Federal Governments, we now have approximately $ 121,316.00 representing proceeds from the disposal and rentals received from various properties in the NIP area. This does not include some additional money which we may derive from the sale or rental of 106 Rideau Street. It is my understanding that these proceeds may be used to defray the municipal share under the approved program or may be used for other purposes by the municipality. However, I think rightfully the money should be expended

.. 2

Schedule "E" to Report No. 80
(Page 3)

September 11, 1980.

Mr. R.J. Hamilton,

within the Neighbourhood Improvement Area but as I understand the matter, expenditure of these proceeds does not require amendment to the Redevelopment Plan or approval of the Minister.

Yours very truly,

G. G. Muirhead

GGM/mm

G.G. Muirhead, M.C.I.P.
Director of Planning and
Urban Renewal.

Schedule "F" to Report No. 80
(Page 1)

SEP 18 1980

MEMORANDUM

TO: R. J. Hamilton, Chief Administrative Officer

FROM: G. de Lugt, Deputy City Engineer

DATE: September 16th, 1980

SUBJECT: Curb and boulevard reconstruction: Princess Street, north side between Alfred Street and Frontenac Street.

ORIGIN: Mr. Weatherby has requested that the curb and boulevard be reconstructed.

ANALYSIS: The curb has deteriorated beyond repair all along the properties numbered 557-567. In places, cars can mount the boulevard and have caused mudholes. Two redundant driveways and stumps from large trees which have been removed, further disfigure the boulevard.

EXISTING POLICY: Short local curb repairs are made under current budget expenditures. Longer sections are carried out as Local Improvements with funds provided under the capital budget. In arterial streets it is policy for the City to assume 80% of the cost.

FINANCIAL: Costs are estimated as follows:

Total cost	$2,445.00
Owner's share	$ 489.00
Cost per meter frontage	$ 9.61

If the work is carried out under the capital budget procedure it could not be done until next year because of the approvals procedure. However, the owners of the properties concerned have all indicated their willingness to pay their share of the cost in full, so that the work could be carried out this year providing Council is willing to pay its share out of the current budget. From the August 31st budget statement it appears that sufficient funds for this purpose are available.

RECOMMENDATION: That the curb and boulevard on the north side of Princess Street along the properties numbered 557 to 567 inclusive be reconstructed for so far as the owners are willing to pay their local improvement charges in cash and that the Council's share be financed from the current budget.

G. de Lugt, P. Eng.
Deputy City Engineer

GL:JC

Schedule "G" to Report No. 80
(Page 1)

SEP 18 1980

Memo to	Mr. R.J.Hamilton, Chief Administrative Officer
Date	September 18, 1980
Subject	Concrete sidewalk south side of Thomas St from Cowdy St easterly 82.43m.
Origin	Request from the adjacent condominium corporation.
Analysis	At the time of calling for tenders for the 1980 sidewalk program it was doubtful that a sufficiently signed petition would be received in time for construction to take place this year. However, since then the petition has been processed and the O.M.B. has advised of its approval of this project. As the residents wish to see the work carried out and as the value of this short section of sidewalk construction is rather limited, it is suggested that work be added to the 1980 sidewalk construction contract (80/1W).
xisting Policy	Contract amendments are submitted to Council for approval.
inancial	Under Contract 80/1W the rate for sidewalk reconstruction is $24.22 per m^2. This case concerns new construction, which is less costly and a rate of $18.84 per m^2 has been agreed to by the contractor. The total cost of the sidewalk construction work is estimated at $3,920.00 and sufficient funds have been provided in the 1980 Capital Budget.
ecommendation	That Contract 80/1W be amended to include for the construction of a new concrete sidewalk on the south side of Thomas St from Cowdy St easterly 82.43m at an estimated cost of $3,920.00.

/gg

G. de Lugt, P.Eng
Deputy City Engineer

Schedule "H" to Report No.80
(Page 1)

SEP 18 1980

MEMORANDUM

TO:	R. J. Hamilton, Chief Administrative Officer
FROM:	D. Graham, Commissioner of Works
DATE:	September 9th, 1980
SUBJECT:	Rockcliffe Subdivision - Release of deposit of $1,700.00
ORIGIN:	Letter from Dacon Corporation dated August 19th, 1980
ANALYSIS:	Prior to acceptance by Council at its meeting on June 9th, 1980 of the aboveground services in the above subdivision, the Developer provided the City with a deposit of $1,700.00 to cover the installation of a catchbasin installation and completion of some minor paving. This work has been subsequently completed satisfactorily.
RECOMMENDATION:	That the deposit in the amount of $1,700.00 by Dacon Corporation to cover installation of a catchbasin and completion of some minor paving in Rockcliffe Subdivision be released.

D. Graham, P. Eng.
Commissioner of Works

JMC:JC

Schedule "I" to Report No.80
(Page 1)

SEP 18 1980

mo to Mr. R.J.Hamilton, Chief Administrative Officer

e September 12, 1980

ject Tender for construction of sanitary sewers and services, storm services and water services in Kingscourt Ave and Counter St - Contract 80/11W.

gin Public Works Department

lysis Six tenders were received as summarized below -

Hugh Mac Const Ltd	$76,971.00 (corrected amount)	75 working days
Amherst Const Ltd	$79,558.00	50 working days
D.A.Foley Ltd	$86,696.00	45 working days
G.Barr Ltd	$89,093.00	30 working days
Hemlock Const	$93,409.82	50 working days
Taggart Const Ltd	$134,804.25	60 working days

The lowest tenderer, Hugh Mac Const Ltd., has not had a contract with the City. By one of the principals, we are informed that his Company has undertaken large blasting projects and some lateral installations. They recently have been awarded a contract by the Township of Kingston to install 1500' of 12" diameter watermain and are commencing the work.

Mr. Gary Stefan, Administrator of Works for Kingston Township, confirmed the above mentioned watermain contract and said that the watermain runs cross a field and is easy to construct. The risk is comparatively low. Our work involves sewer and water laterals, 8" diameter sanitary main sewer, and some rock excavation. The lowest tenderer is experienced in blasting and in lateral installations. His inexperience in main sewers is a low risk which adequate inspection would cover. The tenderer will be providing a performance bond as he provided an agreement to bond from a bonding company at the time of tendering.

The 75 working days required in the Hugh Mac Const Ltd tender is not as attractive as the shorter periods of the other tenders.

The Parks Department and Public Utilities Commission had been consulted. Mr. D.Fluhrer advises that the late completion can be tolerated and Mr. Warren Fallis of the P.U.C. said they have no objection to the City accepting the Hugh Mac Const Ltd's tender.

ing Policy The lowest tender is normally accepted unless there is justification for doing otherwise.

............/2

Schedule "I" to Report No. 80
(Page 2)

Financial Adequate funds have been provided for the servicing of two Clyde Farm lots from Contingencies and adequate funds are available for the Kingscourt work from the Housing Incentive Trust Fund.

Recommendation That, since the construction time is tolerable, the tender of Hugh Mac Const Ltd., in the amount of $76,971.00, to construct sanitary sewers, water, sanitary and storm services in Counter St and Kingscourt Ave., be accepted being the lowest tender received.

DG/gg

D.Graham, P.Eng
Commissioner of Works

Schedule "J" to Report No. 80
(Page 1)

REPORT

TO: R. J. Hamilton,
Chief Administrative Officer

FROM: K. G. Linseman, Administrator
Traffic, Streets and Parking

DATE: September 10, 1980

SUBJECT: BANNER - Princess Street

ORIGIN: Request from the Hadassah Auxiliary to erect a banner across Princess Street between Montreal and Sydenham Streets for the period October 22, to November 5, 1980, inclusive.

ANALYSIS:

1) The purpose of the banner is to advertise the 29th annual Hadassah Auxiliary Bazaar to be held November 5, 1980.

2) City Council has, in past years, granted permission to erect a banner to advertise this annual event.

RECOMMENDATION: That, notwithstanding the provisions of By-Law No. 10, 'A By-Law Respecting Streets', permission be granted to the Hadassah Auxiliary to erect a banner across Princess Street between Montreal and Sydenham Streets for the period commencing October 22, 1980 to November 5, 1980 inclusive, to advertise their 29th annual Hadassah Auxiliary Bazaar on Wednesday, November 5, 1980.

K. G. Linseman, M.Sc., P. Eng.
Administrator

/c

Schedule "K" to Report No. 80
(Page 1)

REPORT

TO: R. J. Hamilton,
Chief Administrative Officer

FROM: K. G. Linseman, Administrator
Traffic, Streets and Parking

DATE: September 18, 1980

SUBJECT: BANNER - University Avenue

ORIGIN: Request from the Alma Mater Society Inc. of Queen's University 1980 Homecoming Convenor to erect a banner across University Avenue between Clergy and Earl Streets for the period October 14, to October 19, 1980, inclusive.

ANALYSIS: The purpose of the banner is to advertise Queen's "Homecoming '80 - October 14-19", with a "Klondike Kraze" theme.

RECOMMENDATION: That, notwithstanding the provisions of By Law No. 10, 'A By-Law Respecting Streets', permission be granted to the Alma Mater Society Inc. of Queen's University to erect a banner across University Avenue between Clergy and Earl Streets for the period October 14, 1980 to October 19, 1980 inclusive, to advertise Queen's Homecoming 1980.

K. G. Linseman

K. G. Linseman, M.Sc., P. Eng.
Administrator

/c

Schedule "L" to Report No. 80
(Page 1)

REPORT

TO: R. J. Hamilton,
Chief Administrative Officer

FROM: K. G. Linseman, Administrator
Traffic, Streets and Parking

DATE: September 18, 1980

SUBJECT: PARADE - Queen's Homecoming '80
- Temporary Street Closings

ORIGIN: Request from the Alma Mater Society Inc. of Queen's University 1980 Homecoming Convenor to conduct a nine float Homecoming '80 parade on Saturday, October 18, 1980, starting at 12:00 noon.

ANALYSIS:

1) The proposed parade route is to leave from the Mac-Corry parking lot on Union Street, east on Union Street to University Avenue, north on University Avenue to Earl Street, east on Earl Street to Division Street, south on Division Street to Union Street, west on Union Street to Richardson Stadium, ending at approximately 1:30 p.m.

2) Traffic volumes on Union Street are relatively lower on Saturdays than on weekdays.

RECOMMENDATION: That a by-law be presented to Council to temporarily close portions of Union Street, University Avenue, Earl Street and Division Street on Saturday, October 18, 1980, between 12 noon and 1:30 p.m. for community purposes in order to permit the Alma Mater Society Inc. of Queen's University to conduct a Homecoming 1980 parade.

K. G. Linseman

K. G. Linseman, M.Sc., P. Eng.
Administrator

Schedule "M" to Report No. 80
(Page 1)

REPORT

TO: R. J. Hamilton,
Chief Administrative Officer

FROM: K. G. Linseman, Administrator
Traffic, Streets and Parking

DATE: September 18, 1980

SUBJECT: PARKING CONTROL - EAST SIDE OF KENSINGTON AVENUE, EDGEHILL STREET TO NORTH LIMIT OF 11 KENSINGTON AVENUE

ORIGIN: Request from two adjacent residents on the east side of Kensington Avenue immediately north of Edgehill Street

ANALYSIS:

1) Existing Parking Regulations
Unlimited parking is permitted on both sides of Kensington Avenue.

2) Study
a) Observation studies indicate that cars park for substantial lengths of time on the east side of Kensington Avenue just north of Edgehill Street.

b) Sporadic objections were received to our letters earlier this year for interrupted parking on both sides for the entire block between Edgehill Street and Union Street.

RECOMMENDATION: That a by-law be presented to Council to amend By-Law No. 24, (Traffic) to provide that parking be prohibited on the east side of Kensington Avenue from Edgehill Street to the north limit of 11 Kensington Avenue from 10:00 - 11:00 a.m. and 2:00 - 3:00 p.m., Monday to Friday inclusive.

K. G. Linseman, M.Sc., P. Eng.
Administrator

KGL/c

Schedule "N" to Report No. 80
(Page 1)

REPORT

TO: R. J. Hamilton,
Chief Administrative Officer

FROM: K. G. Linseman,
Airport Administrator

DATE September 17, 1980

SUBJECT: AIRPORT - PURCHASE OF INSULATED STRUCTURE IN HANGAR NO. 4

ORIGIN: Offer to sell from D & M Aircraft Maintenance Ltd. (letter attached)

ANALYSIS:

1) D & M Aircraft has offered to sell their 2,400 sq. ft. insulated structure to the City for $1,200.00 instead of taking down the structure and rebuilding same on the south side of Hangar No. 4.

2) Additional space is needed

   a) to accommodate an additional snow plow from Transport Canada;

   b) to heat the sand which gets lumpy when frozen; Salt, of course, is not allowed on runways.

   c) to accommodate constant repair of old maintenance equipment (snow plow, snow blower, front end loader and fire truck sander).

FINANCIAL CONSIDERATIONS: The 1980 Airport Budget contained $2,000.00 for the construction of a 1,000 sq. ft. insulated garage repair shop in Hangar No. 4.

RECOMMENDATION: That the City accept the offer of D & M Aircraft Maintenance Ltd. to sell the 2,400 sq. ft. insulated structure in Hangar No. 4, Norman Rogers Airport, for $1,200.00.

K G Linseman

K. G. Linseman, M.Sc., P. Eng.
Airport Administrator

KGL/c
Attachment

Schedule "N" to Report No. 80
(Page 2)

)& M
IRCRAFT MAINTENANCE LTD.

NO. 4 HANGAR NORMAN ROGERS AIRPORT
KINGSTON, ONTARIO K7M 4M
TELEPHONE: (613) 389-9032

orporation of The City of Kingston

Sept 16th 1

. D & M Aircraft Maintenance Ltd work area in
4 Hangar, Norman Rogers Airport.
D & M. AK. at present has a 40' X 60' insula
ucture at the north east corner of #4 hang
In accordance with our new lease agre
will be moving to the south east cor
4 Hangar.
Since the city requires more heated
k area for the airport equiptment, bui
us taking down our existing structur
d re building it on the other side
the hangar! We are prepaired to sell
to the city for a portion of the cos
the materials only.
ur material cost at the time of constr
aprox $1,460.00. not including lighti
d wiring.
e are prepared to sell the structure
is for $1200.00.
ceipts for materials can be made
ilable for inspection if requested.

Yours Truly,
Donald C Barr.
D & M Aircraft Maint. Ltd.

16/9/80

Schedule "O" to Report No.80
(Page 1)

REPORT

TO: R. J. Hamilton,
Chief Administrative Officer

FROM: K. G. Linseman,
Airport Administrator

DATE: September 17, 1980

SUBJECT: LEASE OF PART OF HANGAR NO. 4, NORMAN ROGERS AIRPORT

ORIGIN: D & M Aircraft Maintenance Ltd.

ANALYSIS:

1) A five year lease agreement with D & M for rental of 4,800 square feet in the northeast corner of Hangar No. 4 expired June 30, 1980, and has continued on a monthly basis.

2) D & M Aircraft Maintenance Ltd. have been an excellent tenant and anticipate an expansion of their aircraft maintenance business over the next five years.

3) The Lessee has now requested to lease 4,800 square feet with relocation to the southeast corner of Hangar No. 4. Aircraft presently occupy this area, however, the aircraft storage area can be assigned easily to the north half of Hangar No. 4 and to Hangar No. 5.

4) The Lessee proposes to install washroom facilities at his own expense.

5) The lease agreement would be effective October 1, 1980 for five years.

EXISTING POLICY: To rent hangar space to airport oriented operations.

FINANCIAL CONSIDERATIONS: The rental rate for the new lease has been increased from $200.00 to $250.00 per month, and subject to an escalation clause for adjustment of the rental rate on an annual basis by the same percentage change as the Consumer Price Index of Statistics Canada.

RECOMMENDATION: That a five year lease agreement between the Corporation of the City of Kingston and D & M Aircraft Maintenance Ltd. for rental of approximately 4,800 square feet of hangar space in the southeast corner of Hangar No. 4, Norman Rogers Airport, commencing October 1, 1980, at a monthly rental of $250.00 adjusted annually by the same percentage change as the Consumer Price Index of Statistics Canada, be approved; and that the Mayor and Clerk be authorized to execute a lease agreement in a form acceptable to the City Solicitor.

K. G. Linseman, M.Sc., P. Eng.
Administrator

KGL/c

Schedule "P" to Report No. 80
(Page 1)

R80(16)80 SEP 16 1980

FICE OF THE FIRE CHI

BROCK STREET FIRE STATION
KINGSTON, ONTARIO

September 15th, 1980.

TO: Mr. R.J. Hamilton, C.A.O.
FROM: K.A. Cowdy, Fire Chief
SUBJECT: EMERGENCY PREPAREDNESS SEMINAR

Further to our communications and discussion on the subject of Fire Inspector Campbell's attendance at the Emergency preparedness seminar in November, I would request authorization to transfer funds within the Fire Department budget in the amount of $400. from 33-43 (Maint. of Other Equipment) to 33-37 (Travel Expense).

K.A. Cowdy
K.A. Cowdy,
Fire Chief.

KAC/bd

CORPORATION OF THE
CITY OF KINGSTON
OFFICE OF THE Chief Administrative Officer

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

Our Ref. No. 4-3.6

September 17, 1980

MEMORANDUM

TO: MAYOR KEYES AND MEMBERS OF COUNCIL

FROM: MR. R.J. HAMILTON, C.A.O.

RE: LETTER OF CREDIT - CHARTWOOD DEVELOPMENT

We are forwarding herewith a notification from Mr. Jackson that the Letter of Credit which Chartwood Development has deposited with the City will expire on October 15th, 1980.

We discussed this matter with Mr. Jackson and Mr. Cousens and we would point out the following for Council's consideration:

(1) The City could probably legally make a claim against this Letter of Credit, hwoever in our opinion we would suggest that Council not make this said claim. We would recommend that the City let this particular matter lapse and since Mr. Magwood had advised the City of the problems that one could expect with the Downtown project, he should not be penalized for this purpose.

(2) The image of the City of Kingston in the business community generally is very important in my view and we should strive to maintain this particular image as best we can. I think in matters of this kind we should just allow the said Letter of Credit to be returned in tact to Chartwood Development.

R.J. Hamilton,
C.A.O.

RJH/sd
Encl.

Schedule "Q" to Report No.80
(Page 2)

SEP 16 1980

Office of the
City Solicitor
Our Ref: 80-572

MEMORANDUM

TO: Mr. R.J. Hamilton
Chief Administrative Officer

FROM: Mr. Norman C. Jackson
City Solicitor

DATE: September 15, 1980

RE: Letter of Credit of Chartwood Development Limited

Further to my memorandum to you dated September 4, 1980, I wish to reiterate that as confirmed by the Treasurer the above-noted Letter of Credit will expire on October 15, 1980. If the Letter of Credit is not extended beyond that date, the City, to protect its interests, should make a claim on the Letter of Credit. Please advise.

NCJ/nr

Norman C. Jackson
City Solicitor

Office of the
City Solicitor
Our Ref. No. 80-881

SEP 18 1980

MEMORANDUM

TO: Mr. R.J. Hamilton,
Chief Administrative Officer

FROM: Mr. Norman C. Jackson,
City Solicitor

DATE: September 17, 1980

RE: Amendment to Property Standards By-Law

After discussions with you, Mr. Ruttan, Mr. Linseman and Mr. Morris and your memos dated September 8, 1980, I include herewith a draft by-law amending the property standards by-law for the consideration of City Council. You will note in the revision that I have slightly amended the draft so as to require maintenance of ground cover.

Norman C. Jackson,
City Solicitor

NCJ/ks
Enclosure

BY-LAW NO. 80-

A BY-LAW TO AMEND BY-LAW NO. 8597, "THE PROPERTY STANDARDS BY-LAW"

PASSED:

The Council of the Corporation of the City of Kingston enacts as follows:

1. By-Law No. 8597 of The Corporation of the City of Kingston entitled "The Property Standards By-Law", as amended, is hereby further amended as follows:

A. Section 2.9 is hereby deleted and the following substituted therefor:

> "The ground shall be suitably covered so as to prevent erosion of the soil. A suitably maintained covering such as grass, gravel, asphalt, ground cover (ivy, periwinkle) or plants shall be used. However, in all residential areas, the required front yard shall be turfed by means of a suitable qualified grass seed or nursery sod. The turfing requirement for residential areas shall not apply to a required parking space or driveway leading to a parking space under Zoning By-Law No. 8499, as amended."

B. Section 3.3 is hereby amended by deleting the words "National Building Code" and by substituting therefor the words "Ontario Building Code", so that Section 3.3 shall now read as follows:

> "Every part of a dwelling shall be maintained in a structurally sound condition so as to be capable of sustaining safely its own weight and any additional load to which it may be subjected through normal use, having a factor of safety required by the Ontario Building Code."

2. This by-law shall come into force and take effect on its passing.

GIVEN FIRST AND SECOND READINGS
GIVEN THIRD READING AND FINALLY PASSED

CITY CLERK

MAYOR

Schedule "R" to Report No. 80
(Page 3)

CORPORATION OF THE
CITY OF KINGSTON
OFFICE OF THE Chief Administrative Officer

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

Our Ref. No. 21-5

September 8, 1980

MEMORANDUM

TO: Mr. N.C. Jackson,
City Solicitor.

Mr. R. Ruttan,
Chief Building Official

Mr. M.C. Healy,
City Clerk.

FROM: Mr. R.J. Hamilton, C.A.O.

RE: AMENDMENTS TO THE PROPERTY STANDARDS BY-LAW

We are recommending that the following amendments be made to the Property Standards By-Law. If you have any questions or comments, please get in touch with our office:

Part II - Yards - Section 2.9

The ground shall be suitably covered so as to prevent erosion of the soil. A suitable covering such as grass, gravel, asphalt, ground cover (ivy, periwinkle) or plants shall be used. ADD: However, in all residential areas, the required front yard shall be turfed by means of a suitable qualified grass seed or nursery sod. This will not refer to a required parking space or driveway leading to a parking space under Zoning By-Law 8499, as amended.

Part III - Structural Soundness - Section 3.3

Change the fifth line to read "Ontario Building Code". This now refers to National Building Code.

RJH/sd

R.J. Hamilton,
C.A.O.

Schedule "S" to Report No. 80
(Page 1)

REPORT

TO: R. J. Hamilton,
Chief Administrative Officer

FROM: K. G. Linseman, Administrator
Traffic, Streets and Parking

DATE: September 18, 1980

SUBJECT: CONVERSION OF THE UPPER LEVEL OF THE ROBERT BRUCE MEMORIAL PARKING LOT FROM AN ATTENDANT LOT TO A METER OPERATED LOT

ORIGIN: Traffic and Streets Department

ANALYSIS:

1) The Robert Bruce Memorial Parking Garage experiences a deficit of approximately $20,000.00 per year.

2) The major cause of this high deficit is due to the two attendant booths required for the two-level garage, which has separate driveways and no connecting ramp between the two levels. The connecting ramp was physically impossible to locate on this limited size site without expropriating the established businesses along the north side of Brock Street.

3) It is usually uneconomical to have a parking lot operated with an attendant for a site less than 100 spaces. The upper level of the Robert Bruce contains only 54 parking spaces. The upper level has access only from Montreal Street, while the lower level has access only from Bagot Street.

4) Parking meter posts can easily be welded to the guide rail and conversion achieved very quickly. The parking rate should be at least 30¢ per hour with a time limit of two hours.

5) One parking lot attendant retired August 1, 1980, and two attendants are retiring in October, 1980, and now is the time for Council to consider this recommendation.

6) The rate or method of operation of the lower level with its access from Bagot Street should be reviewed.

7) Parking meters seemed to be preferred by the public.

ALTERNATIVES:

1) To increase the parking rate to at least 50¢ per hour for the first two hours and $1.00 per hour for the third and subsequent hours. (existing - 25¢ and 50¢ respectively)

2) To connect the two levels by a circular ramp. However, this would involve substantial land acquisition and expensive construction.

XISTING POLICY:

a) To periodically review the operation of a parking lot, especially when an attendant is retiring.

b) The McKee Parking Lot, the Byron Parking

Schedule "S" to Report No. 80
(Page 2)

SUBJECT: CONVERSION OF THE UPPER LEVEL OF THE ROBERT BRUCE MEMORIAL PARKING LOT FROM AN ATTENDANT LOT TO A METER OPERATED LOT continued

---

EXISTING POLICY:

b) Lot and the Angrove Parking Lot had been converted to metered parking upon retirement of the attendant, with a substantial decrease in deficit.

FINANCIAL CONSIDERATIONS:

1) Gross revenue is presently about $30,000.00 per year, but is anticipated to decrease to $20,000.00 per year if the upper level is metered.

2) Operating costs will be decreased by $25,000.00.

3) Net saving will be about $15,000.00 per year.

RECOMMENDATION: That the upper level of the Robert Bruce Memorial Parking Lot, with access to Montreal Street, be converted from an attendant lot to a metered parking deck, with an hourly rate of 30¢ and a time limit of two hours.

K. G. Linseman, M.Sc., P. Eng.
Administrator

KGL/c

COMMITTEE OF THE WHOLE

MOTIONS

(1) Moved by Ald. Knapp,
Seconded by Ald. Bishop,

That the following motion (2) of Ald. Knapp and Ald. Bishop, tabled at the Committee of the Whole Meeting on September 8, 1980, be LIFTED FROM THE TABLE. since, as requested by Ald. Knapp, a copy of the "Report to the Frontenac County Board of Education on the Effectiveness of Central, Sydenham and Macdonald Schools as an Educational Facility" dated April 1977, has been distributed to the members of Council and to the ad hoc Committee on Declining School Enrollment.

(2) Moved by Ald. Knapp
Seconded by Ald. Bishop

WHEREAS diminished representation on the Frontenac County Board of Education could result in the City's educational requirements not being duly considered; and

WHEREAS the City's representation on the Board of Education is not proportional to the total monies received by the Board of Education;

THEREFORE BE IT RESOLVED that appropriate measures be taken to determine whether the City can withdraw from participation in the Frontenac County Board of Education for the purposes of establishing a City-wide Board of Education with members elected by the City.

At City Council Meeting No. 45 held September 15, 1980, the following was referred to the September 22nd meeting.

The following Notice of Motion and proposed amendment were referred by Council at its meeting held on September 2, 1980 to the Chief Administrative Officer, the City Solicitor and the City Clerk.

See attached Schedule "1", 2 pages, for their report.

3(A) Moved by Ald. Hawkins,
Seconded by Ald. Matthews,

That council review the present system of municipal election of aldermen - re - two aldermen per ward for the present seven wards; and consider developing a new structure creating ten wards with one aldermen elected per ward;

That the City Clerk be directed by council to create a new ten ward system by population for consideration by council prior to November 1, 1980;

That the new structure, if approved by council, would be adopted and implemented prior to 1982 Municipal Elections.

COMMITTEE OF THE WHOLE (Cont'd)

MOTIONS (Cont'd)

3(B) Moved by Ald. Clark,
Seconded by Ald. Hawkins,

That the Motion of Ald. Hawkins and Ald. Matthews be amended by deleting the words "creating ten wards with one alderman elected per ward" in the first paragraph; and by deleting the word "ten" and the words "by population' in the second paragraph.

Schedule 1

(Page 1)

File No. 5-2

MEMORANDUM

TO: Mayor and Aldermen.

FROM: R. J. Hamilton,
Chief Administrative Officer;

- and -

N. C. Jackson,
City Solicitor;

- and -

M. C. Healy,
City Clerk.

DATE: September 12, 1980.

RE: Review of Present System of Municipal Election of Aldermen.

The proposed motion of Ald. Hawkins and Ald. Matthews concerning the creation of a ten ward system for the election of Aldermen and the proposed motion of amendment of Ald. Clark and Ald. Hawkins was referred to staff by Council for our comment and discussed by the undersigned as requested by Council.

There are many different solutions possible, one of which we recommend for Council's consideration as follows:

That an application be authorized to the Ontario Municipal Board for the redivision of the City of Kingston into 5 wards of roughly equal population, by combining four of the existing wards into two wards with no change to the remaining three wards, as follows, to be effective for the 1982 election:

Ward No.	Comprised of	1978 Population	Area Acres
1	Former Sydenham Ward	6,899	440
	and Ontario Ward	6,454	299
		13,353	739±
2	Former St. Lawrence Ward	4,979	272
	and Frontenac Ward	6,440	1,830
		11,419	2,102±
3	Former Cataraqui Ward	11,286	1,852±
4	Former Rideau Ward	12,132	1,238±
5	Former Victoria Ward	11,974	1,544±

.../2

Schedule 1

(Page 2)

With two aldermen per ward, plus the Mayor, an 11 member Council will result.

School Board representation would have to be on a combination of area basis depending on revisions to the number of trustees to be elected in 1982.

Respectfully Submitted,

R. J. Hamilton,
Chief Administrative Officer.

N. C. Jackson,
City Solicitor.

M. C. Healy,
City Clerk.

is

(B) That Council rise from the Committee of the Whole and the Chairman report

REPORT OF THE COMMITTEE OF THE WHOLE

(C) That the Report of the Committee of the Whole be adopted, approved and con firmed.

MOTIONS

NOTICES OF MOTION

BYLAWS

(A) That By-Laws 1 to 7 be given their First and Second Readings.

(B) That By-Laws 8 to 14 be given their Third Reading.

(1) A By-Law to Dedicate Certain One Foot Reserves as Portions of McMahon Avenue and McMichael Street.

FIRST AND SECOND READINGS
Clause 2, Report No. 80, 1980 PROPOSED NO. 80-210

(2) A By-Law to Authorize the Reconstruction of Concrete Sidewalk (1.5 m wide) in Ordnance Street, North Side, from 1.8 m east of Rideau Street to Easterly 46.15 m Under the Provisions of Section 7 of *The Local Improvement Act.* (Petition)

FIRST AND SECOND READINGS
Clause 3, Report No. 80, 1980 PROPOSED NO. 80-211

(3) A By-Law to Authorize the Reconstruction of the Pavement in Wellington Street from Place D'Armes to Bay Street Under the Provisions of Section 8 of *The Local Improvement Act.*

FIRST AND SECOND READINGS
Clause 4, Report No. 80, 1980 PROPOSED NO. 80-212

(4) A By-Law to Amend By-Law No. 10, "A By-Law Respecting Streets", (Temporary Banner Across Princess Street, Between Montreal and Sydenham Streets from October 22, 1980, to November 5, 1980, and Temporary Banner Across University Avenue Between Clergy and Earl Streets from October 14, 1980, to October 19, 1980).

FIRST AND SECOND READINGS
Clauses 10 and 11, Report No. 80, 1980 PROPOSED NO. 80-213

(5) A By-Law to Temporarily Close Portions of Union Street, University Avenue, Earl Street and Division Street on Saturday, October 18, 1980, between 12 noon and 1:30 p.m. for Community Purposes.

FIRST AND SECOND READINGS
Clause 12, Report No. 80, 1980 PROPOSED NO. 80-214

BY-LAWS (Cont'd)

(6) A By-Law to Amend By-Law No. 24, "A By-Law For Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of *The Highway Traffic Act*". (Clause 13, Report No. 80)

FIRST AND SECOND READINGS
Clause 13, Report No. 80, 1980 PROPOSED NO. 80-215

(7) A By-Law to Amend By-Law No. 8597, "The Property Standards By-Law". (Revise Sections 2.9 and Section 3.3) (Clause 18, Report No. 80)

FIRST AND SECOND READINGS
Clause 18, Report No. 80, 1980 PROPOSED NO. 80-216

(8) A By-Law to Confirm the Proceedings of Council at its Meeting Held on September 22, 1980.

THREE READINGS
City Council Meeting No. 46, 1980 PROPOSED NO. 80-217

(9) A By-Law to Authorize the Reconstruction of Concrete Sidewalks in (1) Brock Street (3.1 m wide) North Side from King Street to Wellington Street; and (2) Princess Street (2.04 m wide) North Side from Tower Street Westerly 27.4 m, Under the Provisions of Section 7 of The Local Improvement Act (Petition).

THIRD READING
Clause 9, Report No. 64, 1980 PROPOSED NO. 80-160

(10) A By-Law to Authorize Construction of Curb, Gutter and Boulevard in Napier Street East side from Scott Street to Park Street, Under the Provisions of Section 7 of The Local Improvement Act.

THIRD READING
Clause 10, Report No. 64, 1980 PROPOSED NO. 80-161

(11) A By-Law to Authorize the Construction of an Asphalt Pavement (9.2 m wide) in Napier Street from Scott Street to Park Street, under the Provisions of Section 7 of The Local Improvement Act (Petition).

THIRD READING
Clause 11, Report No. 64, 1980 PROPOSED NO. 80-162

(12) A By-Law to Authorize the Construction of a Concrete Sidewalk, 1.5 m Wide, Including Road Shoulder Widening, on the South Side of Thomas Street, from Cowdy Street Easterly 82.43 m Under the Provisions of Section 7 of The Local Improvement Act (Petition).

THIRD READING
Clause 12, Report No. 66, 1980 PROPOSED NO. 80-177

(13) A By-Law to Amend By-Law No. 9398, "A By-Law to Establish the Office of the Chief Administrative Officer".

THIRD READING
Clause 5, Report No. 76, 1980 PROPOSED NO. 80-202

(14) A By-Law to Amend By-Law No. 7, "A By-Law to License and Regulate Certain Trades"

THIRD READING
Clause 12, Report No. 76, 1980 PROPOSED NO. 80-205

CITY COUNCIL MEETING NO. 46

DOCUMENTS DEPARTMENT
OCT 27 1980

he Regular Meeting of City Council was held on Monday, September 22, 1980
ommencing with an In Camera Session from 7:00 p.m. to 7:55 p.m. in the Loyalist
oom, City Hall, and continued in the Council Chamber at 8:00 p.m.
ting Mayor Ald. Gerretsen presided.

oyalist Room)

LL CALL

ting Mayor Ald. Gerretsen, Ald. Bishop, Ald. Clark, Ald. Hawkins, Ald. Lampropoulos,
d. McArthur, Ald. Miller, Ald. Tarnowecky (arrived at 7:07 p.m.), Ald. Timmins,
d. Webb (10)

MINISTRATIVE STAFF PRESENT

R.J. Hamilton, Chief Administrative Officer;
D.R. Fluhrer, Commissioner of Parks & Recreation;
M.C. Healy, City Clerk;
K.S. Ready, Director of Personnel.

MITTEE OF THE WHOLE IN CAMERA

Moved by Ald. Bishop,
Seconded by Ald. Clark,

That Council resolve itself into the Committee of the Whole In Camera to consider the following items:

(1) Land Acquisition or Lease - Lake Ontario Park
(2) Land Sale - Former Kingscourt School Site
(3) Land Acquisition - 10 Auld Street
(4) Employees - Administrative Assistant - Personnel Department

CARRIED

ncil Chamber)

CALL

ng Mayor Ald. Gerretsen, Ald. Bishop, Ald. Clark, Ald. Hawkins, Ald. Lampropoulos,
McArthur, Ald. Miller, Ald. Tarnowecky, Ald. Timmins, Ald. Webb (10)

NISTRATIVE STAFF PRESENT

M.C. Healy, City Clerk;
G. de Lugt (withdrew at 8:56 p.m.);
R.J. Hamilton, Chief Administrative Officer;
K. Linseman (arrived at 9:00 p.m.).

Moved by Ald. Bishop,
Seconded by Ald. Clark,

That Council rise from the Committee of the Whole In Camera without reporting.

CARRIED

COMMUNICATIONS

Council consented to the addition of Communication Nos. 616 to 621.

Communication No. 621 was received for referral to the Committee of the Who the following motions were received:

Moved by Ald. Timmins,
Seonded by Ald. Webb,

That Communication No. 621 be referred to the Remuneration Review Committee

LOST 4:6

Moved by Ald. Webb,
Seconded by Ald. Hawkins,

That Communication No. 621 be filed.

CARRIED

Filed

(613) Statement of Revenue and Expenditures for the month of July 1980 f the Public Utilities Commission of the City of Kingston, Transit D ment, showing the following deficits:

	1980 Budget Estimates	1980 to date	Month of July 1980	1979 to date
Operating Deficit:	$882,585.	$579,517.	$109,724.	$491,00
Debentures:	27,545.	16,068.	2,295.	16,12
Total Deficits:	$910,130.	$595,585.	$112,019.	$507,13

(Note: Copies have been distributed to all members of Council)

File No. 17-11.2

Referred to the Planning Board & the Commissioner of Parks & Recrea

(614) From Homestead Land Holdings Limited concerning the 89 Unit Apartm Ontario Street at West. The City has indicated that it would acce cash in lieu of land for park on this project, but Homestead is no prepared to make such an offer. However, Homestead suggests that accordance with the Official Plan, the City accept a walkway betwe West and Simcoe Streets from them. Homestead would like to retain right to use the present swimming dock for Simcoe tenants and to m boats in the Simcoe Street slip. They will also extend the shorel and restore the eroded areas with rock fill from the Ontario Stree

File No. 17-2.1 & 17-4

COMMUNICATIONS (Cont'd)

For the Attention of Members of Council

(615) From Extendicare/Kingston advising of their second annual Safety Week, September 29th to October 5th, 1980. The activities of the week will include an inspection and demonstration by the Kingston Fire Department, an inspection by the Ministry of Labour, lectures on all aspects of safety for residents, staff and volunteers and various contests.

An invitation has been extended to members of Council to join the Safety Committee and Staff of Extendicare for a wine and cheese party on Friday, October 3, 1980 from 2:30 p.m. to 4:00 p.m.

(Note: Copies have been distributed to all members of Council)

File No. 3-6

Filed

(616) From the Hon. Keith C. Norton thanking the City for its copy of the letter to Mr. W.F. Dean, City Solicitor of the Corporation of the City of Sudbury, concerning the resolution on Closure of Unopend Road Allowances. (R. 66 (23) 80).

Mr. Norton advises that he has brought this matter to the attention of the Honourable Tom Wells, Minister of Intergovernmental Affairs.

File No. 19-7

(617) Copy of a letter to Mr. George Speal, Barrister & Solicitor, from the Liquor Licence Board of Ontario advising of a public meeting of the Board to be held on Tuesday, October 14, 1980 at 10:00 a.m. at the Royal Canadian Legion, 261 Ontario Street, Kingston, to consider the application for a dining lounge licence at Weller's Restaurant, 263 Weller Avenue, Kingston.

File No. 12-6

(618) Copy of a letter to Mrs. Geraldine Tepper, Barrister & Solicitor, from the Liquor Licence Board of Ontario advising of a public meeting of the Board to be held on Tuesday, October 14, 1980 at 10:00 a.m. at the Royal Canadian Legion, 261 Ontario Street, Kingston, to consider the application for a dining lounge licence at Noodles Restaurant, 427 Princess Street, Kingston.

File No. 12-6

COMMUNICATIONS (Cont'd)

Referred to the Commissioner of Works* and to the Administrator of Tra Streets and Parking**

(619) From the Ministry of Transportation and Communications announcing tha are again offering educational programmes on quality standards and de and construction technology to municipal employees involved in those areas.

The following courses are to be offered at various times throughout J February and March, 1981.

* (a)	Municipal General Inspection (January 19 - January 23, 1981)	- An introduction to basi construction practice and inspection techniqu
* (b)	Municipal Survey (March 2 - March 13, 1981)	- Covering construction layout, measurement and payment and progress quantities
* (c)	Municipal Road Design (January 19 - February 6, 1981)	- Covering the fundamenta of road design for the design draftsman
** (d)	Municipal Traffic Field Technicians' Course (March 23 - March 26, 1981)	- Covering the basic requirement for a traff survey in small urban municipalities
* (e)	Scott McKay Award Course Municipal Soils (January 5 - January 16, 1981)	- Covering grading practic material selection and foundations in road buil construction
* (f)	Scott McKay Award Course Municipal Asphalt (March 16 - March 27, 1981)	- Covering modern paving techniques, materials and construction practic
* (g)	Scott McKay Award Course Municipal Concrete (February 16 - February 27, 1981)	- Covering municipal concrete constructio

File No. 17-9.1

Referred to the Committee of the Whole - September 22, 1980

(620) From Dr. G. Robert Bowes, Secretary, Kingston & District Dental Socie advising that at a recent meeting of the Society a motion was passed questing that a fluoridation referendum be included on the ballot in coming municipal elections.

Dr. Bowes requests that this issue be presented to council for discus and/or action. (See Clause 21(A) of Report No. 80).

File No. 6-4

COMMUNICATIONS (Cont'd)

Filed

(621) From Mr. W.P. Good, concerning the number of wards, number of aldermen, and new ward boundaries, proposing that the electoral system in the City of Kingston be amended to provide for 4 wards, with 2 aldermen elected from each ward; enclosing a proposed map with redrawn boundaries providing for four wards, each of which would run from the lake to the northern boundary of the City, and contain between 14,302 and 15,723 population.

File No. 24-4

COMMITTEE OF THE WHOLE

(A) Moved by Ald. Hawkins,
Seconded by Ald. Lampropoulos,

That Council resolve itself into the Committee of the Whole to receive reports and to consider motions.

CARRIED

B) Moved by Ald. Lampropoulos,
Seconded by Ald. McArthur,

That Council rise from the Committee of the Whole and the Chairman report.

CARRIED

EPORT OF THE COMMITTEE OF THE WHOLE

he Chairman reported that the following reports and motions were considered in the ommittee of the Whole as follows:

EPORTS

eport No. 77 - Committee of the Whole

oved by Ald. Clements,
econded by Ald. Gerretsen,

at Report No. 77 of the Committee of the Whole be received and considered.

CARRIED

REPORTS (Cont'd)

Report No. 77 - Committee of the Whole

REPORT NO. 77

September 15, 198

The Committee of the Whole reports and recommends as follows from its
Camera" meeting of September 15, 1980:

(1) That the matter of fixing the price at which the stopped up portion of Davidson Street, west of Pembroke Street, is to be sold, as approved by Resolution (1) on Page 1297 of City Council Meeting No. 37, be RECONSIDERED. *CARRIED 9:1*

(2) That Resolution (1) on Page 1297 of City Council Meeting No. 37 be revised to read as follows:

> *"That, as recommended by the Chief Administrative Officer, a by-law be presented to council to fix the price at which the stopped up portion of Davidson Street, west of Pembroke Street, is to be sold to the abutting property owners subject to the following conditions:*
>
> *(1) That the 10' x 60' portion be offered to Mr. David Herrington at a price of $1,000.00, payable over 5 years at the rate of $16.66 per month, or the balance at anytime within the five years, on the understanding that the City will:*
>
> *a) be responsible for the necessary surveys;*
>
> *b) install a curb ramp on Pembroke Street to the property at City expense;*
>
> *c) cut down the tree closest to Pembroke Street t*
> *a ground level without taking out the roots*
> *after title has been transferred to Mr. Herrington, at City expense;*
>
> *d) receive Committee of Adjustment approval to enable the City to sell the balance of the property for a site to contain a duplex.*
>
> *(2) That the remainder of the property, consisting of an area approximately 56' wide and 122' deep, be offered to Mrs. Scammell for a price of $33,540.00*

- and further -

In the event that Mrs. Scammel does not accept the City's offer
sell the remainder of the property to her on or before September
1980, the remainder of the property is hereby authorized to be immediately offered for sale by public tender.

CARRIED 9:1
Ald. Hawkins oppos

Respectfully submitted,

Chairman.

REPORTS (Cont'd)

Report No. 78 - The Honourable Achievement Awards Committee

Ald. Webb presented Report No. 78 of the Honourable Achievement Awards Committee.

Moved by Ald. Webb,
Seconded by Ald. Timmins,

That Report No. 78 of the Committee of the Honourable Achievement Awards be received and adopted.

Ald. Hawkins withdrew at 8:25 p.m. and returned at 8:27 p.m.

REPORT NO. 78

September 22, 1980

To the Mayor and Members of Council:

The Committee of Honourable Achievement Awards reports and recommends as follows:

WHEREAS the Committee on Honourable Achievement Awards has invited members of Council to submit names for inclusion in the Book of Honourable Achievement;

AND WHEREAS each name submitted for consideration has been accompanied by a citation as required by By-Law No. 1;

AND WHEREAS the unamimous vote of the members of the Committee was given for the following awards at a meeting held on September 15, 1980.

THEREFORE BE IT RESOLVED that an award for Honourable Achievement be given by the Council of The Corporation of the City of Kingston to:

The Late Mr. Wilfred M. Pluard

The Late Dr. Kenneth J. Regan

Mr. Harry Price Smith

CARRIED

Respectfully submitted,

G. Webb
G. Timmins

REPORTS (Cont'd)

Report No. 79 - Grand Theatre

Ald. Tarnowecky presented Report No. 79 of the Grand Theatre Board.

Moved by Ald. Tarnowecky,
Seconded by Ald. Miller,

That Report No. 79 of the Grand Theatre be received and considered.

REPORT NO. 79

September 17th, 1980.

To the Mayor and Aldermen:

The Board of Management for the Grand Theatre reports and recommends as follows:

1. That a budget transfer of $3,000. from Account #4605 (Janitorial Services) to Account #4631 (Heat), be approved.

   NOTE: A dramatic increase in the cost of fuel, combined with enlarged space to be heated as a result of the recent renovations, is responsible for an underestimate in the budgeted heating costs.

CARRIED

Respectfully submitted,

Y. Tarnowecky
J. Gerretsen

REPORTS (Cont'd)

Report No. 80 - Chief Administrative Officer

Council consented to the addition of Clauses 20 and 21.

Council also consented to amend Clause 7 by deleting the word "for" in the second line and deleting the entire last sentence which read, "Adequate funds have been provided in the 1980 Capital Budget."

REPORT NO. 80

September 22, 1980

To the Mayor and Members of Council:

The Chief Administrative Officer reports and recommends as follows:

1.(A) That the Report of the Chief Administrative Officer, attached hereto as Schedule "A", 1 Page, notifying of a request from the Public Utilities Commission to have a joint meeting, be considered.

(Note: A Copy of the Report of the Chief Administrative Officer is attached as Schedule "A", 1 Page)

CARRIED

1. (B) Moved by Ald. Timmins,
Seconded by Ald. Webb,

That, as requested by the Public Utilities Commission, a joint meeting be held between the Commission and Council to discuss the transit system in the City of Kingston, such meeting to be held after December 1, 1980.

TABLED
(See following motions)

1. (C) Moved by Ald. Timmins,
Seconded by Ald. Webb,

That Clause 1(A) be referred to the 1981 Council.

WITHDRAWN

1. (D) Moved by Ald. Miller,
Seconded by Ald. McArthur,

That the motion of Ald. Timmins and Ald. Webb be tabled until after the special meeting of Council is held on September 23, 1980 to discuss the matter of public transit in the City of Kingston.

CARRIED 9:1
Ald. Hawkins opposed

REPORTS (Cont'd)

Report No. 80 - Chief Administrative Officer

2. That, as recommended by the City Solicitor, a by-law be presented to Council to dedicate the following one foot reserves shown on Registered Plan 454 as public highway:

   a) east end of McMahon Avenue;

   b) west end of McMahon Avenue; and

   c) north end of McMichael Street.

(Note: A copy of the Report of the City Solicitor is attached as Schedule "B", 1 Page)

(See By-Law 1 : No. 80-210)

CARRIED

3. That, as recommended by the Commissioner of Works, since a sufficiently signed petition has been received, a by-law be presented to Council to authorize the reconstruction of concrete sidewalk (1.5 m. wide) in Ordnance Street, north side, from 1.8 m east of Rideau Street to easterly 46.15 m. under the provisions o Section 7 of *The Local Improvement Act*.

Costs are as follows:

Total Estimated Cost	$3,400.00
Owner's Share	1,351.16
M.T.C. Subsidy	266.00
City's Share	1,782.84
Debenture Amount	3,134.00

It being noted that adequate funds are available in the 1980 Capital Budget.

(Note: A copy of the Report of the Commissioner of Works is attached as Schedule "C", 1 Page)

(See By-Law 2 : 80-211)

CARRIED

REPORTS (Cont'd)

Report No. 80 - Chief Administrative Officer

Ald. McArthur declared a conflict of interest in Clause 4 since he was one of the original petitioners under The Local Improvement Act.

4. That, as recommended by the Deputy City Engineer:

(A) Since the improvement of the reconstruction of the pavement in Wellington Street from Place D'Armes to Bay Street is needed, it is hereby declared desirable that the following work be undertaken as a local improvement; and

(B) A by-law be presented to Council to authorize the reconstruction of the pavement in Wellington Street from Place D'Armes to Bay Street under the provisions of Section 8 of *The Local Improvement Act* -

Total Estimated Cost	$62,500.00
Owners' Share	8,193.18
M.T.C. Subsidy	27,153.00
City's Share	27,153.00
Debenture Requirements	35,347.00

- and -

(C) The following transfer of funds in the 1980 Capital Budget be approved in order to provide a total quota of $35,347.00:

	Increase	Decrease
Local Improvement - Storm	-	$14,347.00
Local Improvement - Pavement - Wellington St.	$14,347.00	-

(Note: A copy of the Report of the Deputy City Engineer is attached as Schedule "D", 1 Page).

(See By-Law 3 : 80-212)

CARRIED

Ald. McArthur abstained from voting

Ald. Timmins withdrew at 8:49 p.m.

REPORTS (Cont'd)

Report No. 80 - Chief Administrative Officer

5. Since the purchase of 428-A Barrie Street was approved by Clause 16(C) of Report No. 74 at $32,000. to be charged either to the Neighbourhood Improvement Program or to transfer funds from "Finance Contingencies":

That, as recommended by the Chief Administrative Officer, the purchase of 428A Barrie Street be charged to surplus funds received from disposal and rentals received from various properties in the Neighbourhood Improvement Area.

(Note: A copy of the Report of the Chief Administrative Officer is attached as Schedule "E", 3 Pages).

CARRIED 6:3

Ald. Gerretsen, Ald. Hawkins & Ald. Lampropoulo

6. That, as recommended by the Deputy City Engineer, since the curb has deteriorated beyond repair all along the properties numbered 557-567 Princess Street, the curb and boulevard on the north side of Princess Street between Alfred Street and Frontenac Street be reconstructed for so far as the owners are willing to pay their local improvement charges in cash and that the City's share be financed from the current budget account entitled "Permanent Pavement - Curb and Gutter Repair".

(Note: A copy of the Report of the Deputy City Engineer is attached as Schedule "F", 1 Page).

CARRIED

Acting Mayor Ald. Gerretsen declared a conflict of interest in Clause 7 si is the solicitor for the abutting condominium corporation.

7. That, as recommended by the Deputy City Engineer, Contract 80/1W be amended to include the construction of a new concrete sidewalk on the south side of Thomas Street from Cowdy Street easterly 82.43 m at an estimated cost of $3,920.00.

(Note: A copy of the Report of the Deputy City Engineer is attached as Schedule "G", 1 Page).

CARRIED AS AMENDED

Acting Mayor Ald. Gerretsen abstained from v

REPORTS (Cont'd)

Report No. 80 - Chief Administrative Officer

8. That, as recommended by the Commissioner of Works, the deposit in the amount of $1,700.00 by Dacon Corporation to cover the installation of a catchbasin and completion of some minor paving in Rockcliffe Subdivision be released, as this work has been completed satisfactorily.

(Note: A copy of the Report of the Commissioner of Works is attached as Schedule "H", 1 Page).

CARRIED

Ald. Timmins returned at 8:52 p.m.

9. That, as recommended by the Commissioner of Works, since the construction time is tolerable, the tender of Hugh-Mac Construction Limited, in the amount of $76,971.00, to construct sanitary sewers, water, sanitary and storm services in Counter Street and Kingscourt Avenue, be accepted being the lowest tender received.

(Note: A copy of the Report of the Commissioner of Works is attached as Schedule "I", 2 Pages).

CARRIED

10. That, as recommended by the Administrator of Traffic, Streets and Parking, a by-law be presented to Council to amend By-Law No. 10, "A By-Law Respecting Streets", to permit the Hadassah Auxiliary to erect a banner across Princess Street between Montreal and Sydenham Streets for the period commencing October 22, 1980, to November 5, 1980, inclusive, to advertise their 29th annual Hadassah Auxiliary Bazaar on Wednesday, November 5, 1980.

(Note: A copy of the Report of the Administrator of Traffic, Streets and Parking is attached as Schedule "J", 1 Page).

(See By-Law 4 : 80-213)

CARRIED

11. That, as recommended by the Administrator of Traffic, Streets and Parking, a by-law be presented to Council to amend By-Law No. 10, "A By-Law Respecting Streets", to permit the Alma Mater Society Inc. of Queen's University to erect a banner across University Avenue between Clergy and Earl Streets for the period October 14, 1980, to October 19, 1980 inclusive, to advertise Queen's Homecoming 1980.

(Note: A copy of the Report of the Administrator of Traffic, Streets and Parking is attached as Schedule "K", 1 Page).

(See By-Law 4 : 80-213)

CARRIED

REPORTS (Cont'd)

Report No. 80 - Chief Administrative Officer

12. That, as recommended by the Administrator of Traffic, Streets and Parking, a by-law be presented to Council to grant permission to temporarily close portions of Union Street, University Avenue, Earl Street and Division Street on Saturday, October 18, 1980, between 12 noon and 1:30 p.m. for community purposes in order to permit the Alma Mater Society Inc. of Queen's University to conduct a Homecoming 1980 parade.

(Note: A copy of the Report of the Administrator of Traffic, Streets and Parking is attached as Schedule "L", 1 Page).

(See By-Law 5 : 80-214)

CARRIED

Clause 13 was considered later in the meeting, after Clause 18, in order to a
the arrival of the Traffic, Streets & Parking Administrator.

14. That, as recommended by the Airport Administrator, the purchase of the 2,400 sq. ft. insulated structure in Hangar No. 4 at Norman Rogers Airport from D & M Aircraft Maintenance Ltd. for the sum of $1,200.00 in order to provide for additional space is hereby authorized.

(Note: The 1980 Airport Budget contained $2,000.00 for the construction of a 1,000 sq. ft. insulated garage repair shop in Hangar No. 4.

A Copy of the Report of the Airport Administrator is attached as Schedule "N", 2 Pages).

CARRIED

15. That, as recommended by the Airport Administrator, a five year lease agreement between The Corporation of the City of Kingston and D & M Aircraft Maintenance Ltd. for rental of approximately 4,800 square feet of hangar space in the southeast corner of Hangar No. 4, Norman Rogers Airport, commencing October 1, 1980, at a monthly rental of $250.00 adjusted annually by the same percentage change as the Consumer Price Index of Statistics Canada, be approved;

- and -

That the Mayor and City Clerk be authorized to execute the necessary lease agreement in a form acceptable to the City Solicitor.

(Note: A copy of the Report of the Airport Administrator is attached as Schedule "O", 1 Page).

CARRIED

REPORTS (Cont'd)

Report No. 80 - Chief Administrative Officer

16. That, as recommended by the Fire Chief, the following budget apportionment amendment be approved in order to provide funds for the attendance of Fire Inspector Campbell at the Emergency Preparedness Seminar in November:

	Increase	Decrease
Fire Department		
Travel Expense	$400.00	
Maintenance of Other Equipment		$400.00

(Note: A Copy of the Report of the Fire Chief is attached as Schedule "P", 1 Page).

CARRIED

17.(A) That the Report of the Chief Administrative Officer, attached as Schedule "Q", 2 pages, concerning disposition of the Letter of Credit from Chartwood Developments Ltd. be considered.

(Note: A copy of the Report of the Chief Administrative Officer is attached as Schedule "Q", 2 Pages).

CARRIED

(B) Moved by Ald. Webb,
Seconded by Ald. Timmins,

That the matter of the disposition of the letter of credit from Chartwood Developments Ltd. be tabled until Council received a letter from Chartwood and from Eaton's.

CARRIED

Ald. Webb withdrew at 9:18 p.m. and returned at 9:24 p.m.

18. (A) That, as recommended by the City Solicitor, a by-law be presented to Council to amend By-Law No. 8597, "The Property Standards By-Law", to revise Section 2.9 and Section 3.3 as shown on page 3 of Schedule "R", attached.

(Note: A copy of the Report of the City Solicitor is attached as Schedule "R", 3 Pages).

(See By-Law 7 : 80-216)

TABLED
See following motion

REPORTS (Cont'd)

Report No. 80 - Chief Administrative Officer

18.(B) Moved by Ald. Timmins,
Seconded by Ald. Clark,

That Clause 18.(A) be tabled until a report is received from the Chief B
Official on the matter of gravelled yards and yards paved with ornamenta
stones.

CARRIED

The Administrator of Traffic, Streets & Parking, having arrived at the m
Clause 13 was then considered.

13. That, as recommended by the Administrator of Traffic, Streets and Parking, a by-law be presented to Council to amend By-Law No. 24, "A By-Law For Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of *The Highway Traffic Act*", to provide that parking be prohibited on the east side of Kensington Avenue from Edgehill Street to the north limit of 11 Kensington Avenue from 10:00 - 11:00 a.m. and 2:00 - 3:00 p.m., Monday to Friday inclusive.

(Note: A copy of the Report of the Administrator of Traffic, Streets and Parking is attached as Schedule "M", 1 Page).

(See By-Law 6 : 80-215)

CARRIED

19. (A) That, as recommended by the Administrator of Traffic, Streets and Parking, the upper level of the Robert Bruce Memorial Parking Lot, with access to Montreal Street, be converted from an attendant lot to a metered parking deck, with an hourly rate of 30¢ and a time limit of two hours.

(Note: The required meters are available in the present inventory.

A copy of the Report of the Administrator of Traffic, Streets and Parking is attached as Schedule "S", 2 Pages).

CARRIED 9:1
Ald. Miller opposed
See following motion which was lost

19.(B) Moved by Ald. Clark,
Seconded by Ald. Webb,

That Clause 19 (A) be tabled until such time as a meeting has been held
the Traffic Administrator and the Kingston Downtown Business Associatio
Board of Directors and other interested parties, including Hotel Dieu H
regarding the general matter of parking in the Central Business Distric

LOST 5:5

REPORTS (Cont'd)

Report No. 80 - Chief Administrative Officer

20. That, as recommended by the Commissioner of Parks and Recreation, the rental fee, only, for the use of Memorial Hall on Sunday, October 5, 1980, from 1:00 p.m. to 5:00 p.m. for a Tea in aid of Terry Fox and the Canadian Cancer Society, by employees of the Whig Standard, is hereby waived on the understanding that there will be security costs to pay and that the employee's committee will assist in the setting up of the chairs and tables.

(Note: A copy of the Report of the Commissioner of Parks and Recreation is attached as Schedule "T", 2 pages)

CARRIED

21(A). That the request of the Kingston & District Dental Society requesting that the following question be placed on the ballot for the November 10, 1980 election, BE CONSIDERED.

"ON THE QUESTION:

Are you in favour of the fluoridation of the Public Water Supply of this municipality?"

(Note: A copy of the request (Communication No. 620) from the Kingston and District Dental Society is attached as Schedule "U", 1 page)

CARRIED

See following motion

(B) Moved by Ald. Webb,
Seconded by Ald. McArthur,

That the request of the Kingston & District Dental Society requesting that the following question be placed on the ballot for the November 10, 1980 election:

"ON THE QUESTION:

Are you in favour of the fluoridation of the public water supply of this municipality"?

BE NOT APPROVED.

CARRIED 8:2
Ald. Tarnowecky & Ald. Bishop opposed

Respectfully submitted,

R.J. Hamilton,
Chief Administrative Officer

Schedule "A" to Report No.80
(Page 1)

Our Ref. No. 21-10

September 17, 1980

MEMORANDUM

TO: MAYOR KEYES AND MEMBERS OF COUNCIL

FROM: MR. R.J. HAMILTON, C.A.O.

RE: TRANSIT REVIEW COMMITTEE'S REPORT

We are forwarding herewith a copy of a letter from the Public Utilities Commission requesting that Council have a Special Meeting between Council and the Public Utilities Commission before any decision is arrived at concerning the Transit Review Committee's R

Council will note that they are asking for a date and time and place for the meeting.

R.J. Hamilton,
C.A.O.

RJH/sd
Encl.

BY HAND

P.U.C.
a hydro utility
KINGSTON

PUBLIC UTILITIES COMMIS
OF THE CITY OF KINGSTON
PHONE 546-1181

ELECTRIC, GAS, WATER AND TRANSIT SERV

Dear Mr. Hamilton:

Re: The Transit Review Committee's Report

The Commission discussed the Transit Review Committee's Report to Council at its regular meeting on Tuesday 1980 09 16. Copies had been sent to the Commissioners prior to the meeting.

Arising from the discussion I was instructed to write to Council and request that a Special Joint Meeting with Council be arranged for discussion of the report before Council arrives at any decision on the report, and that the meeting be open to the public.

Would you please present this request to Council and advise me the date, time and place for the meeting, assuming Council agrees to this request from the Commission.

Yours faithfully,

A. Bowie
Secretary Treasurer

AB:jm

Copy to: Mayor Keyes

Schedule "B" to Report No. 80
(Page 1)

Office of the
City Solicitor
Our Ref. No. 80-879

MEMORANDUM

TO: Mr. R.J. Hamilton,
Chief Administrative Officer

FROM: Mr. Norman C. Jackson,
City Solicitor

DATE: September 11, 1980

RE: Dedication of One Foot Reserves
on Plan 454

We received a request from the solicitor for the owner of 113 McMichael Street to investigate the title to the one foot reserves shown on Registered Plan 454 at the north end of McMichael Street and at the east and west ends of McMahon Avenue. The plan itself was registered on May 16, 1951, but there was no record, either in City files or in the Registry Office, of the one foot reserves ever being conveyed to the City, and accordingly the owners of the lot in question were land-locked. There was a requirement that the subdivider, Mr. A.B. Smith, convey these to the City and I requested him to do so. He has provided the City with a Deed in respect of the one foot reserves at both the east and west ends of McMahon Avenue and at the north end of McMichael Street on Plan 454. The Deed was dated August 25, 1980 and was registered in the Registry Office on September 8, 1980 as Instrument No. 338609.

It is now necessary to dedicate these one foot reserves as part of McMichael Street and McMahon Avenue and I recommend that City Council pass a by-law dedicating the one foot reserves shown on Plan 454 at the east and west ends of McMahon Avenue and at the north end of McMichael Street as a public street.

N Jackson
Norman C. Jackson,
City Solicitor

Schedule "C" to Report No.80
(Page 1)

MEMORANDUM

TO: R. J. Hamilton, Chief Administrative Officer

FROM: D. Graham, Commissioner of Works

DATE: September 10th, 1980

SUBJECT: Reconstruct concrete sidewalk (1.5 m. wide) in Ordnance Stree north side from 1.8 m east of Rideau Street easterly 46.15 m.

ORIGIN: Public Works Department

ANALYSIS: The above described sidewalk is in very poor condition and a sufficiently signed petition for this work has been received.

EXISTING POLICY: In commercial areas sidewalk construction and reconstruction is carried out under the Local Improvement Act.

FINANCIAL: Adequate funds are available in the 1980 Capital Budget.

RECOMMENDATION: That, since a sufficiently signed petition has been received a by-law be presented to Council to authorize the reconstruc of concrete sidewalk (1.5 m. wide) in Ordnance Street, north side, from 1.8 m. east of Rideau Street to easterly 46.15 m. under the provisions of Section 7 of the Local Improvement A

Costs are:

Total estimated cost..	$3,400.00
Owner's share	1,351.16
M.T.C. subsidy	266.00
City's share	1,782.84
Debenture amount	3,134.00

D. Graham, P. Eng.
Commissioner of Works

PL:JC

Schedule "D" to Report No. 80
(Page 1)

SEP 17 1980

MEMORANDUM

TO: R. J. Hamilton, Chief Administrative Officer

FROM: G. de Lugt, Deputy City Engineer

DATE: September 17th, 1980

SUBJECT: Reconstruction of the pavement in Wellington Street from Place D'Armes to Bay Street.

ORIGIN: Public Works Department.

ANALYSIS: The above mentioned pavement has deteriorated beyond repair. The pending OHIP project reinforces the need for the proposed reconstruction. We have not been successful in our efforts to obtain sufficient signatures to satisfy section 7 of the Local Improvement Act and must therefore recommend that a by-law be initiated under Section 8 of the Act. The work is scheduled for construction in 1981.

EXISTING POLICY: Reconstruction of streets in the business district is carried out under the Local Improvement Act with the City assuming 80% of the cost. In cases where not sufficient signatures are obtained under section 7, the City follows section 8 of the Act for projects considered essential.

FINANCIAL: The estimated costs are as follows:

Total cost	$62,500.00
Owners' share	$ 8,193.18
M.T.C. subsidy	$27,153.00
City's share	$27,153.82
Debenture requirements	$35,347.00

In the 1980 capital budget $21,000 has been provided for this project. In order to provide for the extra debenture requirements it is suggested that the following budget transfer be approved:

	Decrease	Increase
Wellington Street storm sewer	$14,347.00	
Wellington Street pavement		$14,347.00

ECOMMENDATIONS:

1. That a by-law be initiated under Section 8 of the Local Improvement Act for the reconstruction of the road in Wellington Street from Place D'Armes to Bay Street, and
2. That a budget transfer be approved as detailed above.

G. de Lugt,P. Eng.
Deputy City Engineer

.:JC

Schedule "E" to Report No. 80
(Page 1)

CORPORATION OF THE
CITY OF KINGSTON
OFFICE OF THE Chief Administrative Officer

CITY HALL
KINGSTON, ONTARI
K7L 2Z3
(613) 546-4291

Our Ref. No. 8-3.16

September 15, 1980

MEMORANDUM

TO: MAYOR KEYES AND MEMBERS OF COUNCIL

FROM: Mr. R.J. Hamilton, C.A.O.

RE: N.I.P. FUNDS

We are forwarding herewith a memorandum from Mr. Muirhead indicating the present position and use th City has made of their N.I.P. allotment to date.

Also, Council is in receipt of a letter from the N.I.P. Committee who have indicated they are unable to justify the use of N.I.P. funds to purchase the property at 428A Barrie Street. Council will note that Mr. Muirhead, in his memorandum, indicates that excess funding in the amount of $121,000. should be expended within the N.I.P. area. However, these expenditures do require amendments to the Redevelopment Plan or approva of the Minister, according to Mr. Muirhead.

If this is the case, we would recommend that Council approve the purchase of the property at 428A Ba Street which is in the N.I.P. area and use a portion of surplus funds in the amount of $121,000. for this prope

R.J. Hamilton,
C.A.O.

RJH/sd
Encl.

SEP 12 1980

CORPORATION OF THE
CITY OF KINGSTON

OFFICE OF THE
Director of Planning and Urban Renewal

CITY HALL
KINGSTON ONTARIO

September 11, 1980.

MEMORANDUM TO: Mr. R.J. Hamilton,
Chief Administrative Officer.

Re: N.I.P. Funds

In reply to your enquiry of September 4th, I would advise as follows:

There are approximately $ 159,998.00 remaining in the Program of which approximately $ 141,615.00 is now committed to the Supplementary Program. This will leave a slight surplus of $ 18,383.00. I would suggest that it would be premature to spend the surplus until (a) we have received Ministerial approval of the Supplementary Program and (b) until the Supplementary Program has been implemented, since invariably there are small cost overruns.

Quite separately from the approved Program and its budget which is shared with the Provincial and Federal Governments, we now have approximately $ 121,316.00 representing proceeds from the disposal and rentals received from various properties in the NIP area. This does not include some additional money which we may derive from the sale or rental of 106 Rideau Street. It is my understanding that these proceeds may be used to defray the municipal share under the approved program or may be used for other purposes by the municipality. However, I think rightfully the money should be expended

.. 2

September 11, 1980.

Mr. R.J. Hamilton,

within the Neighbourhood Improvement Area but as I understand the matter, expenditure of these proceeds does not require amendment to the Redevelopment Plan or approval of the Minister.

Yours very truly,

G G Muirhead

GGM/mm

G.G. Muirhead, M.C.I.P.
Director of Planning and
Urban Renewal.

Schedule "F" to Report No. 80
(Page 1)

SEP 18 1980

MEMORANDUM

ΤΟ: R. J. Hamilton, Chief Administrative Officer

FROM: G. de Lugt, Deputy City Engineer

DATE: September 16th, 1980

SUBJECT: Curb and boulevard reconstruction: Princess Street, north side between Alfred Street and Frontenac Street.

RIGIN: Mr. Weatherby has requested that the curb and boulevard be reconstructed.

NALYSIS: The curb has deteriorated beyond repair all along the properties numbered 557-567. In places, cars can mount the boulevard and have caused mudholes. Two redundant driveways and stumps from large trees which have been removed, further disfigure the boulevard.

XISTING POLICY: Short local curb repairs are made under current budget expenditures. Longer sections are carried out as Local Improvements with funds provided under the capital budget. In arterial streets it is policy for the City to assume 80% of the cost.

INANCIAL: Costs are estimated as follows:

Total cost	$2,445.00
Owner's share	$ 489.00
Cost per meter frontage	$ 9.61

If the work is carried out under the capital budget procedure it could not be done until next year because of the approvals procedure. However, the owners of the properties concerned have all indicated their willingness to pay their share of the cost in full, so that the work could be carried out this year providing Council is willing to pay its share out of the current budget. From the August 31st budget statement it appears that sufficient funds for this purpose are available.

COMMENDATION: That the curb and boulevard on the north side of Princess Street along the properties numbered 557 to 567 inclusive be reconstructed for so far as the owners are willing to pay their local improvement charges in cash and that the Council's share be financed from the current budget.

G. de Lugt, P. Eng.
Deputy City Engineer

:JC

Schedule "G" to Report No. 80
(Page 1)

SEP 18 1980

Memo to	Mr. R.J.Hamilton, Chief Administrative Officer
Date	September 18, 1980
Subject	Concrete sidewalk south side of Thomas St from Cowdy St easterly 82.43m.
Origin	Request from the adjacent condominium corporation.
Analysis	At the time of calling for tenders for the 1980 sidewalk program it was doubtful that a sufficientl signed petition would be received in time for construction to take place this year. However, since then the petition has been processed and the O.M.B has advised of its approval of this project. As the residents wish to see the work carried out and as the value of this short section of sidewalk construction is rather limited, it is suggested that work be added to the 1980 sidewalk constructi contract (80/1W).
Existing Policy	Contract amendments are submitted to Council for approval.
Financial	Under Contract 80/1W the rate for sidewalk reconstruction is \$24.22 per m^2. This case concerns new construction, which is less costly and a rate of \$18.84 per m^2 has been agreed to by the contrac The total cost of the sidewalk construction work i estimated at \$3,920.00 and sufficient funds have b provided in the 1980 Capital Budget.
Recommendation	That Contract 80/1W be amended to include for the construction of a new concrete sidewalk on the sou side of Thomas St from Cowdy St easterly 82.43m at estimated cost of \$3,920.00.

gd/gg

G. de Lugt, P.Eng
Deputy City Engineer

Schedule "H" to Report No.80
(Page 1)

SEP 18 1980

MEMORANDUM

TO:	R. J. Hamilton, Chief Administrative Officer
FROM:	D. Graham, Commissioner of Works
DATE:	September 9th, 1980
SUBJECT:	Rockcliffe Subdivision - Release of deposit of $1,700.00
ORIGIN:	Letter from Dacon Corporation dated August 19th, 1980
ANALYSIS:	Prior to acceptance by Council at its meeting on June 9th, 1980 of the aboveground services in the above subdivision, the Developer provided the City with a deposit of $1,700.00 to cover the installation of a catchbasin installation and completion of some minor paving. This work has been subsequently completed satisfactorily.
RECOMMENDATION:	That the deposit in the amount of $1,700.00 by Dacon Corporation to cover installation of a catchbasin and completion of some minor paving in Rockcliffe Subdivision be released.

D. Graham, P. Eng.
Commissioner of Works

JMC:JC

Schedule "I" to Report No.80
(Page 1)

SEP 18 198

Memo to Mr. R.J.Hamilton, Chief Administrative Officer

Date September 12, 1980

Subject Tender for construction of sanitary sewers and services, storm services and water services in Kingscourt Ave and Counter St - Contract 80/11W.

Origin Public Works Department

Analysis Six tenders were received as summarized below -

Hugh Mac Const Ltd	$76,971.00 (corrected amount)	75 working day
Amherst Const Ltd	$79,558.00	50 working day
D.A.Foley Ltd	$86,696.00	45 working day
G.Barr Ltd	$89,093.00	30 working day
Hemlock Const	$93,409.82	50 working day
Taggart Const Ltd	$134,804.25	60 working day

The lowest tenderer, Hugh Mac Const Ltd., has not ha
a contract with the City. By one of the principals,
are informed that his Company has undertaken large
blasting projects and some lateral installations. Th
recently have been awarded a contract by the Townshi
of Kingston to install 1500' of 12" diameter waterma
and are commencing the work.

Mr. Gary Stefan, Administrator of Works for Kingston
Township, confirmed the above mentioned watermain
contract and said that the watermain runs cross a
field and is easy to construct. The risk is compara
low. Our work involves sewer and water laterals, 8"
diameter sanitary main sewer, and some rock excavati
The lowest tenderer is experienced in blasting and i
lateral installations. His inexperience in main sew
is a low risk which adequate inspection would cover.
The tenderer will be providing a performance bond as
he provided an agreement to bond from a bonding comp
at the time of tendering.

The 75 working days required in the Hugh Mac Const I
tender is not as attractive as the shorter periods
the other tenders.

The Parks Department and Public Utilities Commissio
had been consulted. Mr. D.Fluhrer advises that the
late completion can be tolerated and Mr. Warren Fal
of the P.U.C. said they have no objection to the Ci
accepting the Hugh Mac Const Ltd's tender.

Existing Policy The lowest tender is normally accepted unless ther
is justification for doing otherwise.

............/2

Schedule "I" to Report No. 80
(Page 2)

Memo to Mr. R.J.Hamilton - 2 September 12, 1980

Financial	Adequate funds have been provided for the servicing of two Clyde Farm lots from Contingencies and adequate funds are available for the Kingscourt work from the Housing Incentive Trust Fund.
Recommendation	That, since the construction time is tolerable, the tender of Hugh Mac Const Ltd., in the amount of $76,971.00, to construct sanitary sewers, water, sanitary and storm services in Counter St and Kingscourt Ave., be accepted being the lowest tender received.

DG/gg

D.Graham, P.Eng
Commissioner of Works

Schedule "J" to Report No. 80
(Page 1)

REPORT

TO: R. J. Hamilton,
Chief Administrative Officer

FROM: K. G. Linseman, Administrator
Traffic, Streets and Parking

DATE: September 10, 1980

SUBJECT: BANNER - Princess Street

ORIGIN: Request from the Hadassah Auxiliary to erect a banner across Princess Street between Montreal and Sydenham Streets for the period October 22, to November 5, 1980, inclusive.

ANALYSIS:

1) The purpose of the banner is to advertise the 29th annual Hadassah Auxiliary Bazaar to be held November 5, 1980.

2) City Council has, in past years, granted permission to erect a banner to advertise this annual event.

RECOMMENDATION: That, notwithstanding the provisions of By-Law No. 10, 'A By-Law Respecting Streets', permission be granted to the Hadassah Auxiliary to erect a banner across Princess Street betwee Montreal and Sydenham Streets for the period commencing October 22, 1980 to November 5, 1980 inclusive, to advertise their 29th annual Hadassah Auxiliary Bazaar on Wednesday, Novembe 1980.

K. Linseman

K. G. Linseman, M.Sc., P. En
Administrator

/c

Schedule "K" to Report No. 80
(Page 1)

R E P O R T

TO: R. J. Hamilton,
Chief Administrative Officer

FROM: K. G. Linseman, Administrator
Traffic, Streets and Parking

DATE: September 18, 1980

SUBJECT: BANNER - University Avenue

ORIGIN: Request from the Alma Mater Society Inc. of Queen's University 1980 Homecoming Convenor to erect a banner across University Avenue between Clergy and Earl Streets for the period October 14, to October 19, 1980, inclusive.

ANALYSIS: The purpose of the banner is to advertise Queen's "Homecoming '80 - October 14-19", with a "Klondike Kraze" theme.

RECOMMENDATION: That, notwithstanding the provisions of By Law No. 10, 'A By-Law Respecting Streets', permission be granted to the Alma Mater Society Inc. of Queen's University to erect a banner across University Avenue between Clergy and Earl Streets for the period October 14, 1980 to October 19, 1980 inclusive, to advertise Queen's Homecoming 1980.

K. G. Linseman, M.Sc., P. Eng.
Administrator

/c

Schedule "L" to Report No. 80
(Page 1)

REPORT

TO: R. J. Hamilton,
Chief Administrative Officer

FROM: K. G. Linseman, Administrator
Traffic, Streets and Parking

DATE: September 18, 1980

SUBJECT: PARADE - Queen's Homecoming '80
- Temporary Street Closings

ORIGIN: Request from the Alma Mater Society Inc. of Queen's University 1980 Homecoming Convenor to conduct a nine float Homecoming '80 parade on Saturday, October 18, 1980, starting at 12:00 noon.

ANALYSIS:

1) The proposed parade route is to leave from the Mac-Corry parking lot on Union Street, east on Union Street to University Avenue, north on University Avenue to Earl Street, east on Earl Street to Division Street, south on Division Street to Union Street, west on Union Street to Richardson Stadium, ending at approximately 1:30 p.m.

2) Traffic volumes on Union Street are relatively lower on Saturdays than on weekdays.

RECOMMENDATION: That a by-law be presented to Council to temporarily close portions of Union Street, University Avenue, Earl Street and Division Street on Saturday, October 18, 1980, between 12 noon and 1:30 p.m. for community purposes in order to permit the Alma Mater Society Inc of Queen's University to conduct a Homecoming 1980 parade.

Linseman
K. G. Linseman, M.Sc., P. Eng.
Administrator

/c

Schedule "M" to Report No. 80
(Page 1)

R E P O R T

TO: R. J. Hamilton,
Chief Administrative Officer

FROM: K. G. Linseman, Administrator
Traffic, Streets and Parking

DATE: September 18, 1980

SUBJECT: PARKING CONTROL - EAST SIDE OF KENSINGTON AVENUE, EDGEHILL STREET TO NORTH LIMIT OF 11 KENSINGTON AVENUE

ORIGIN: Request from two adjacent residents on the east side of Kensington Avenue immediately north of Edgehill Street

ANALYSIS: 1) Existing Parking Regulations
Unlimited parking is permitted on both sides of Kensington Avenue.

2) Study
a) Observation studies indicate that cars park for substantial lengths of time on the east side of Kensington Avenue just north of Edgehill Street.

b) Sporadic objections were received to our letters earlier this year for interrupted parking on both sides for the entire block between Edgehill Street and Union Street.

RECOMMENDATION: That a by-law be presented to Council to amend By-Law No. 24, (Traffic) to provide that parking be prohibited on the east side of Kensington Avenue from Edgehill Street to the north limit of 11 Kensington Avenue from 10:00 - 11:00 a.m. and 2:00 - 3:00 p.m., Monday to Friday inclusive.

K. G. Linseman, M.Sc., P. Eng.
Administrator

KGL/c

Schedule "N" to Report No. 80
(Page 1)

REPORT

TO: R. J. Hamilton,
Chief Administrative Officer

FROM: K. G. Linseman,
Airport Administrator

DATE September 17, 1980

SUBJECT: AIRPORT - PURCHASE OF INSULATED STRUCTURE IN HANGAR NO. 4

ORIGIN: Offer to sell from D & M Aircraft Maintenance Ltd. (letter attached)

ANALYSIS:

1) D & M Aircraft has offered to sell their 2,400 sq. ft. insulated structure to the City for $1,200.00 instead of taking down the structure and rebuilding same on the south side of Hangar No. 4.

2) Additional space is needed

   a) to accommodate an additional snow plow from Transport Canada;

   b) to heat the sand which gets lumpy when frozen; Salt, of course, is not allowed on runways.

   c) to accommodate constant repair of old maintenance equipment (snow plow, snow blower, front end loader and fire truck sander).

FINANCIAL CONSIDERATIONS: The 1980 Airport Budget contained $2,000.00 for the construction of a 1,000 sq. ft. insulated garage repair shop in Hangar No. 4

RECOMMENDATION: That the City accept the offer of D & M Aircraft Maintenance Ltd. to sell the 2,400 sq. ft. insulated structure in Hangar No. 4, Norman Rogers Airport, for $1,200.00.

K G Linseman

K. G. Linseman, M.Sc., P. Eng.
Airport Administrator

KGL/c
Attachment

Schedule "N" to Report No. 80
(Page 2)

M
RAFT MAINTENANCE LTD.

NO. 4 HANGAR NORMAN ROGERS AIRPORT
KINGSTON, ONTARIO K7M 4M1
TELEPHONE: (613) 389-9032

ration of The City of Kingston

Sept 16 th 198

D & M Aircraft Maintenance Ltd work area in
Hangar Norman Rogers Airport.
M. A/c. at present has 40' X 60' insulat
ture at the north east corner of #4 hanga
n accordance with our new lease agreem
will be moving to the south east corne
#4 Hangar.
Since the city requires more heated
area for the airport equipment, instea
us taking down our existing structure
re building it on the other side
he hangar. We are prepared to sell
to the city for a portion of the cost
the materials only.
r material cost at the time of construc
aprox $1460.00 not including lighting
wiring
are prepared to sell the structure
is for $1200.00
eipts for materials can be made
ble for inspection if requested.

Yours Truly,
Donald C Barr.
D & M Aircraft Maint. Ltd.

Schedule "O" to Report No.80
(Page 1)

REPORT

TO: R. J. Hamilton,
Chief Administrative Officer

FROM: K. G. Linseman,
Airport Administrator

DATE: September 17, 1980

SUBJECT: LEASE OF PART OF HANGAR NO. 4, NORMAN ROGERS AIRPORT

ORIGIN: D & M Aircraft Maintenance Ltd.

ANALYSIS:

1) A five year lease agreement with D & M for rental of 4,800 square feet in the northeast corner of Hangar No. 4 expired June 30, 1980, and has continued on a monthly basis.

2) D & M Aircraft Maintenance Ltd. have been an excellent tenant and anticipate an expansion of their aircraft maintenance business over the next five years.

3) The Lessee has now requested to lease 4,800 square feet with relocation to the southeast corner of Hangar No. 4. Aircraft presently occupy this area, however, the aircraft storag area can be assigned easily to the north half of Hangar No. 4 and to Hangar No. 5.

4) The Lessee proposes to install washroom facilities at his own expense.

5) The lease agreement would be effective October 1, 1980 for five years.

EXISTING POLICY: To rent hangar space to airport oriented operations.

FINANCIAL CONSIDERATIONS: The rental rate for the new lease has been increased from $200.00 to $250.00 per month, and subject to an escalation clause for adjus ment of the rental rate on an annual basis by same percentage change as the Consumer Price Index of Statistics Canada.

RECOMMENDATION: That a five year lease agreement between the Corporation of the City of Kingston and D & M Aircraft Maintenance Ltd. for rental of appro imately 4,800 square feet of hangar space in the southeast corner of Hangar No. 4, Norman Rogers Airport, commencing October 1, 1980, a a monthly rental of $250.00 adjusted annually by the same percentage change as the Consumer Price Index of Statistics Canada, be approved and that the Mayor and Clerk be authorized to execute a lease agreement in a form acceptabl to the City Solicitor.

1824

K. G. Linseman, M.Sc., P. Eng.
Administrator

KGL/c

Schedule "P" to Report No. 80
(Page 1)

R80(16)80

SEP 16 1980

OFFICE OF THE FIRE CHIEF

BROCK STREET FIRE STATION
KINGSTON ONTARIO

September 15th, 1980.

TO: Mr. R.J. Hamilton, C.A.O.

FROM: K.A. Cowdy, Fire Chief

SUBJECT: EMERGENCY PREPAREDNESS SEMINAR

Further to our communications and discussion on the subject of Fire Inspector Campbell's attendance at the Emergency preparedness seminar in November, I would request authorization to transfer funds within the Fire Department budget in the amount of $400. from 33-43 (Maint. of Other Equipment) to 33-37 (Travel Expense).

K.A. Cowdy,
Fire Chief.

KAC/bd

Schedule "Q" to Report No. 80
(Page 1)

CORPORATION OF THE
CITY OF KINGSTON
OFFICE OF THE Chief Administrative Officer

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

Our Ref. No. 4-3.6

September 17, 1980

MEMORANDUM

TO: MAYOR KEYES AND MEMBERS OF COUNCIL

FROM: MR. R.J. HAMILTON, C.A.O.

RE: LETTER OF CREDIT - CHARTWOOD DEVELOPMENT

We are forwarding herewith a notification from Mr. Jackson that the Letter of Credit which Chartwood Development has deposited with the City will expire on October 15th, 1980.

We discussed this matter with Mr. Jackson and Mr. Cousens and we would point out the following for Counc consideration:

(1) The City could probably legally make a claim against this Letter of Credit, hwoever in our opinio we would suggest that Council not make this said claim. W would recommend that the City let this particular matter lapse and since Mr. Magwood had advised the City of the problems that one could expect with the Downtown project, he should not be penalized for this purpose.

(2) The image of the City of Kingston in the business community generally is very important in my view and we should strive to maintain this particular image as best we can. I think in matters of this kind we should just allow the said Letter of Credit to be returned in tac to Chartwood Development.

R.J. Hamilton,
C.A.O.

RJH/sd
Encl.

Schedule "Q" to Report No. 80
(Page 2)

SEP 16 1980

Office of the
City Solicitor
Our Ref: 80-572

MEMORANDUM

TO: Mr. R.J. Hamilton
Chief Administrative Officer

FROM: Mr. Norman C. Jackson
City Solicitor

DATE: September 15, 1980

RE: Letter of Credit of Chartwood Development Limited

Further to my memorandum to you dated September 4, 1980, I wish to reiterate that as confirmed by the Treasurer the above-noted Letter of Credit will expire on October 15, 1980. If the Letter of Credit is not extended beyond that date, the City, to protect its interests, should make a claim on the Letter of Credit. Please advise.

NCJ/nr

Norman C. Jackson
City Solicitor

Schedule "R" to Report No. 80
(Page 1)

SEP

Office of the
City Solicitor
Our Ref. No. 80-881

MEMORANDUM

TO: Mr. R.J. Hamilton,
Chief Administrative Officer

FROM: Mr. Norman C. Jackson,
City Solicitor

DATE: September 17, 1980

RE: Amendment to Property Standards By-Law

After discussions with you, Mr. Ruttan, Mr. Linseman Mr. Morris and your memos dated September 8, 1980, I include her with a draft by-law amending the property standards by-law for consideration of City Council. You will note in the revision th I have slightly amended the draft so as to require maintenance ground cover.

Norman C. Jackson,
City Solicitor

NCJ/ks
Enclosure

BY-LAW NO. 80-

A BY-LAW TO AMEND BY-LAW NO. 8597, "THE PROPERTY STANDARDS BY-LAW"

PASSED:

The Council of the Corporation of the City of Kingston enacts as follows:

1. By-Law No. 8597 of The Corporation of the City of Kingston entitled "The Property Standards By-Law", as amended, is hereby further amended as follows:

A. Section 2.9 is hereby deleted and the following substituted therefor:

"The ground shall be suitably covered so as to prevent erosion of the soil. A suitably maintained covering such as grass, gravel, asphalt, ground cover (ivy, periwinkle) or plants shall be used. However, in all residential areas, the required front yard shall be turfed by means of a suitable qualified grass seed or nursery sod. The turfing requirement for residential areas shall not apply to a required parking space or driveway leading to a parking space under Zoning By-Law No. 8499, as amended."

B. Section 3.3 is hereby amended by deleting the words "National Building Code" and by substituting therefor the words "Ontario Building Code", so that Section 3. shall now read as follows:

"Every part of a dwelling shall be maintained in a structurally sound condition so as to be capable of sustaining safely its own weight and any additional load to which it may be subjected through normal use, having a factor of safety required by the Ontario Building Code."

2. This by-law shall come into force and take effect on its passing.

GIVEN FIRST AND SECOND READINGS
GIVEN THIRD READING AND FINALLY PASSED

CITY CLERK MAYOR

CORPORATION OF THE
CITY OF KINGSTON
OFFICE OF THE Chief Administrative Officer

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

Our Ref. No. 21-5

September 8, 1980

MEMORANDUM

TO: Mr. N.C. Jackson,
City Solicitor.

Mr. R. Ruttan,
Chief Building Official

Mr. M.C. Healy,
City Clerk.

FROM: Mr. R.J. Hamilton, C.A.O.

RE: AMENDMENTS TO THE PROPERTY STANDARDS BY-LAW

We are recommending that the following amendme be made to the Property Standards By-Law. If you have any questions or comments, please get in touch with our office

Part II - Yards - Section 2.9

The ground shall be suitably covered so as to prevent erosion of the soil. A suitable cover such as grass, gravel, asphalt, ground cover (ivy, periwinkle) or plants shall be used. ADD: However, in all residential areas, the required front yard shall be turfed by means o a suitable qualified grass seed or nursery sod This will not refer to a required parking spac or driveway leading to a parking space under Zoning By-Law 8499, as amended.

Part III - Structural Soundness - Section 3.3

Change the fifth line to read "Ontario Buildin Code". This now refers to National Building Code.

R.J. Hamilton,
C.A.O.

RJH/sd

Schedule "S" to Report No. 80
(Page 1)

REPORT

TO: R. J. Hamilton,
Chief Administrative Officer

FROM: K. G. Linseman, Administrator
Traffic, Streets and Parking

DATE: September 18, 1980

SUBJECT: CONVERSION OF THE UPPER LEVEL OF THE ROBERT BRUCE MEMORIAL PARKING LOT FROM AN ATTENDANT LOT TO A METER OPERATED LOT

RIGIN: Traffic and Streets Department

NALYSIS:

1) The Robert Bruce Memorial Parking Garage experiences a deficit of approximately $20,000.00 per year.

2) The major cause of this high deficit is due to the two attendant booths required for the two-level garage, which has separate driveways and no connecting ramp between the two levels. The connecting ramp was physically impossible to locate on this limited size site without expropriating the established businesses along the north side of Brock Street.

3) It is usually uneconomical to have a parking lot operated with an attendant for a site less than 100 spaces. The upper level of the Robert Bruce contains only 54 parking spaces. The upper level has access only from Montreal Street, while the lower level has access only from Bagot Street.

4) Parking meter posts can easily be welded to the guide rail and conversion achieved very quickly. The parking rate should be at least 30¢ per hour with a time limit of two hours.

5) One parking lot attendant retired August 1, 1980, and two attendants are retiring in October, 1980, and now is the time for Council to consider this recommendation.

6) The rate or method of operation of the lower level with its access from Bagot Street should be reviewed.

7) Parking meters seemed to be preferred by the public.

ERNATIVES:

1) To increase the parking rate to at least 50¢ per hour for the first two hours and $1.00 per hour for the third and subsequent hours. (existing - 25¢ and 50¢ respectively)

2) To connect the two levels by a circular ramp. However, this would involve substantial land acquisition and expensive construction.

STING LICY:

a) To periodically review the operation of a parking lot, especially when an attendant is retiring.

b) The McKee Parking Lot, the Byron Parking

Schedule "S" to Report No. 80
(Page 2)

SUBJECT: CONVERSION OF THE UPPER LEVEL OF THE ROBERT BRUCE MEMORIAL PARKING LOT FROM AN ATTENDANT LOT TO A METER OPERATED LOT continued

EXISTING POLICY:

b) Lot and the Angrove Parking Lot had been converted to metered parking upon retirement of the attendant, with a substantial decrease in deficit.

FINANCIAL CONSIDERATIONS:

1) Gross revenue is presently about $30,000.00 per year, but is anticipated to decrease to $20,000.00 per year if the upper level is mete

2) Operating costs will be decreased by $25,000.

3) Net saving will be about $15,000.00 per year.

RECOMMENDATION: That the upper level of the Robert Bruce Memo Parking Lot, with access to Montreal Street, converted from an attendant lot to a metered parking deck, with an hourly rate of 30¢ and time limit of two hours.

K. G. Linseman, M.Sc., P. Eng.
Administrator

KGL/c

Schedule "T" to Report No. 80
(Page 1)

ptember 17, 1980

. J. F. Madden,
neral Manager,
e Whig-Standard,
5 King Street, East,
NGSTON, Ontario.
. 4Z7

Terry Fox - Tea Party - Memorial Hall - Oct. ~~19~~, 1 to 5 p.m.

r Mr. Madden:

s comes to acknowledge receipt of your letter of September 16, 0 and regarding the above.

copy of this letter to Mr. Hamilton, I am recommending, as per r request, the waiver of fees for the usual rental fee of orial Hall, and make note that you are prepared to pay the urity fee for 4 hours and will assist with the set-up.

you and through you to the staff of the Whig-Standard, may I nend you for this undertaking. It is, indeed, refreshing in se times to see such spontaneous reaction develop for such a good se, but it is sad to think that it takes this tragedy to bring us our human senses.

sure you Mr. Preston and his staff will give you all the necessary stance.

s truly,

las R. Fluhrer,
issioner, Parks & Recreation Dept.

): R. J. Hamilton, C.A.O.; ✓
E. Preston, Buildings Maintenance Supervisor.

Schedule "T" to Report No. 80
(Page 2)

The Whig-Standard
KINGSTON, ONTARIO
K7L 4Z7

OFFICE OF THE GENERAL MANAGER

September 16, 1980

PARKS AND RECREATION
SEP 16 1980
REC'D.

Mr. Douglas Fluhrer,
Administrator,
Parks & Recreation,
City of Kingston,
City Hall,
KINGSTON, Ontario.

Dear Mr. Fluhrer:

A group of Whig-Standard employees have reserved Memorial Hall of City Hall for Sunday, October 19, 1 to 5 p.m., for a tea in aid of Terry Fox and the Canadian Cancer Society.

This event grew out of a tea brewing contest conducted by the People Editor. The winners will be honored at the tea, the Tea Council of Canada will make a short presentation and guests will be able to enjoy the music of Lynn Jones and his orchestra.

Tickets will be sold at $1.00 per person, which will provide admission and a chance on a door prize.

The employees' committee would be pleased to set-up tables and chairs in advance so as to reduce the workload of City Hall staff and The Whig-Standard will be happy to pay the $6.00 an hour security fee (for four hours). The actual tea will be held from 2 to 4 p.m.

In order to produce as large a sum as possible for Terry Fox and cancer research, it would be appreciated if you would ask City Council to waive the usual rental fee for Memorial Hall.

If you require any additional information, please call me or the co-chairman of the tea, Bill Fitsell.

Thank you for the co-operation already provided by your staff, Ed Preston in particular.

Yours sincerely,

JFMadden

J. F. Madden

Schedule "U" to Report No. 80
(Page 1)

LE
-4

G. ROBERT BOWES, D.D.S.
122 SYDENHAM STREET, SUITE 3A
KINGSTON, ONTARIO K7L 3H5

TELEPHONE (613) 544-6632

September 18, 1980.

CITY COUNCIL
MEETING OF:
SEP 22 1980
COMMUNICATION
No: 620

City Clerk,
City of Kingston,
216 Ontario St.,
Kingston, Ont.

Dear Sir:

At a recent meeting of the Kingston & District Dental Society a motion was passed requesting that a fluoridation referendum be included on the ballot in the coming municipal elections.

I would respectfully request that this issue be presented at the next council meeting for discussion and / or action.

Yours truly,

J Robert Bowes

Dr. G. Robert Bowes, D.D.S.
Secretary,
Kingston & District Dental Society

ity of Kingston
ECEIVED
SEP 22 1980
EPARTMENT OF
E CITY CLERK

dation of System
Election Yes: 8438 No: 8,687
Election Yes: 5732 No: 6714
nuance of Fluoridation
Yes: 8141 N: 8307

COMMITTEE OF THE WHOLE

MOTIONS

(1) Moved by Ald. Knapp,
Seconded by Ald. Bishop,

That the following motion (2) of Ald. Knapp and Ald. Bishop, tabled at t Committee of the Whole Meeting on September 8, 1980, be LIFTED FROM THE since, as requested by Ald. Knapp, a copy of the "Report to the Frontena County Board of Education on the Effectiveness of Central, Sydenham and Macdonald Schools as an Educational Facility" dated April 1977, has been tributed to the members of Council and to the ad hoc Committee on Declin School Enrollment.

DEFERRED TO THE COMMITTEE OF THE WHOLE MEETING ON SEPTEMBER

(2) Moved by Ald. Knapp
Seconded by Ald. Bishop

WHEREAS diminished representation on the Frontenac County Board of Education could result in the City's educational requirements not being duly considered; and

WHEREAS the City's representation on the Board of Education is not proportional to the total monies received by the Board of Education;

THEREFORE BE IT RESOLVED that appropriate measures be taken to determine whether the City can withdraw from participation in the Frontenac County Board of Education for the purposes of establishing a City-wide Board of Education with members elected by the City.

DEFERRED TO THE COMMITTEE OF THE WHOLE MEETING ON SEPTEMBER

At City Council Meeting No. 45 held September 15, 1980, the following was ref to the September 22nd meeting.

The following Notice of Motion and proposed amendment were referred by Counci its meeting held on September 2, 1980 to the Chief Administrative Officer, th City Solicitor and the City Clerk.

See attached Schedule "1", 2 pages, for their report.

Ald. Webb withdrew at 10:08 p.m. and returned at 10:10 p.m.
Ald. Clark withdrew at 10:10 p.m. and returned at 10:18 p.m.

3(A) Moved by Ald. Hawkins,
Seconded by Ald. Matthews,

That council review the present system of municipal election of alderm re - two aldermen per ward for the present seven wards; and consider d veloping a new structure creating ten wards with one aldermen elected ward;

That the City Clerk be directed by council to create a new ten ward sy by population for consideration by council prior to November 1, 1980;

That the new structure, if approved by council, would be adopted and i plemented prior to 1982 Municipal Elections.

NOT CONSIDERED

COMMITTEE OF THE WHOLE (Cont'd)

MOTIONS (Cont'd)

3(B) Moved by Ald. Clark,
Seconded by Ald. Hawkins,

That the Motion of Ald. Hawkins and Ald. Matthews be amended by deleting the words "creating ten wards with one alderman elected per ward" in the first paragraph; and by deleting the word "ten" and the words "by population" in the second paragraph.

NOT CONSIDERED
See following motions

3(C) Moved by Ald. Webb,
Seconded by Ald. McArthur,

That the present system of elected representation in the City of Kingston - seven wards - be continued and that redistribution by population be effected as soon as possible;

- and further -

That a committee be established to redraw boundary lines prior to the 1982 municipal election.

CARRIED
Ald. Hawkins opposed
See following motion of referral

3(D) Moved by Ald. Webb,
Seconded by Ald. Clark,

That motion 3(C) of Ald. Webb and Ald. McArthur be referred to the 1981 Council.

CARRIED

Schedule 1
(Page 1)

File No. 5-2

MEMORANDUM

TO: Mayor and Aldermen.

FROM: R. J. Hamilton,
Chief Administrative Officer;

- and -

N. C. Jackson,
City Solicitor;

- and -

M. C. Healy,
City Clerk.

DATE: September 12, 1980.

RE: Review of Present System of Municipal Election of Aldermen.

The proposed motion of Ald. Hawkins and Ald. Matthews concerning the creation of a ten ward system for the election of Aldermen and the proposed motion of amendment of Ald. Clark and Ald. Hawkins was referred to staff by Council for our comment and discussed by the undersigned as reques by Council.

There are many different solutions possible, one of which we recommend for Council's consideration as follows:

That an application be authorized to the Ontario Municipal Board for the redivision of the City of Kingston into 5 wards of roughly equal population, by combining four of the existing wards into two wards with no change to the remaining three wards, as follows, to be effective for the 1982 election:

Ward No.	Comprised of	1978 Population	Area Acres
1	Former Sydenham Ward	6,899	440
	and Ontario Ward	6,454	299
		13,353	739±
2	Former St. Lawrence Ward	4,979	272
	and Frontenac Ward	6,440	1,830
		11,419	2,102±
3	Former Cataraqui Ward	11,286	1,852±
4	Former Rideau Ward	12,132	1,238±
5	Former Victoria Ward	11,974	1,544±

.../2

Schedule 1

(Page 2)

With two aldermen per ward, plus the Mayor, an 11 member Council ill result.

School Board representation would have to be on a combination of rea basis depending on revisions to the number of trustees to be elected n 1982.

Respectfully Submitted,

R. J. Hamilton,
Chief Administrative Officer.

N. C. Jackson,
City Solicitor.

M. C. Healy,
City Clerk.

REPORT OF THE COMMITTEE OF THE WHOLE

(C) Moved by Ald. Miller,
Seconded by Ald. Tarnowecky,

That the Report of the Committee of the Whole be adopted, approved and conf

CARRIED

COUNCIL

MOTIONS

(1) Moved by Ald. Miller,
Seconded by Ald. McArthur,

That the congratulations of council be extended to Cam Bryson who was rece
named Kingston Athlete-of-the-Year.

CARRIED

(2) Moved by Ald. Lampropoulos,
Seconded by Ald. Miller,

That the congratulations of council be extended to the Ukrainian Festival
Company for their excellent performance last Saturday and for choosing Kin
for their world premiere.

CARRIED

NOTICE OF MOTION

(1) Moved by Ald. Miller,
Seconded by Ald. Lampropoulos,

WHEREAS the Thyroid Foundation of Canada was founded this year in Kingston
had its first meeting at City Hall; and,

WHEREAS this organization is the only group of its kind in Canada; and,

WHEREAS financial assistance from the City of Kingston would be evidence o
support for this organization;

THEREFORE BE IT RESOLVED THAT Council approve a start-up grant of $250.00 t
the Thyroid Foundation of Canada.

REFERRED TO THE COMMITTEE OF THE WHOLE WITH THE FOLLOWING M

SEPTEMBER 29, 1980

(2) Moved by Ald. Timmins,
Seconded by Ald. Webb,

That the matter of financial assistance to the Thyroid Foundation of Canada
RECONSIDERED.

REFERRED TO THE COMMITTEE OF THE WHO

SEPTEMBER 29, 1980

BYLAWS

Ald. McArthur declared a conflict of interest in By-law No. 3 since he was one of the original petitioners under The Local Improvement Act.

By-Law 7 was withdrawn since Clause 18 of Report No. 80 was tabled.

Council consented to the addition of By-Law 15.

(A) Moved by Ald. Timmins,
Seconded by Ald. Webb,

That By-Laws 1 to 6 and 15 be given their First and Second Readings.

CARRIED
Ald. McArthur abstained from voting

(B) Moved by Ald. Bishop,
Seconded by Ald. Clark,

That By-Laws 8 to 14 be given their Third Reading.

CARRIED

(1) A By-Law to Dedicate Certain One Foot Reserves as Portions of McMahon Avenue and McMichael Street.

FIRST AND SECOND READINGS — PROPOSED NO. 80-210
Clause 2, Report No. 80, 1980

(2) A By-Law to Authorize the Reconstruction of Concrete Sidewalk (1.5 m wide) in Ordnance Street, North Side, from 1.8 m east of Rideau Street to Easterly 46.15 m Under the Provisions of Section 7 of *The Local Improvement Act.* (Petition)

FIRST AND SECOND READINGS — PROPOSED NO. 80-211
Clause 3, Report No. 80, 1980

(3) A By-Law to Authorize the Reconstruction of the Pavement in Wellington Street from Place D'Armes to Bay Street Under the Provisions of Section 8 of *The Local Improvement Act.*

FIRST AND SECOND READINGS — PROPOSED NO. 80-212
Clause 4, Report No. 80, 1980

(4) A By-Law to Amend By-Law No. 10, "A By-Law Respecting Streets", (Temporary Banner Across Princess Street, Between Montreal and Sydenham Streets from October 22, 1980, to November 5, 1980, and Temporary Banner Across University Avenue Between Clergy and Earl Streets from October 14, 1980, to October 19, 1980).

FIRST AND SECOND READINGS — PROPOSED NO. 80-213
Clauses 10 and 11, Report No. 80, 1980

(5) A By-Law to Temporarily Close Portions of Union Street, University Avenue, Earl Street and Division Street on Saturday, October 18, 1980, between 12 noon and 1:30 p.m. for Community Purposes.

FIRST AND SECOND READINGS — PROPOSED NO. 80-214
Clause 12, Report No. 80, 1980

BY-LAWS (Cont'd)

(6) A By-Law to Amend By-Law No. 24, "A By-Law For Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of *The Highway Traffic Act*". (Clause 13, Report No. 80)

FIRST AND SECOND READINGS PROPOSED NO. 80-215
Clause 13, Report No. 80, 1980

(7) A By-Law to Amend By-Law No. 8597, "The Property Standards By-Law". (Revise Sections 2.9 and Section 3.3) (Clause 18, Report No. 80)

FIRST AND SECOND READINGS PROPOSED NO. 80-216
Clause 18, Report No. 80, 1980 *WITHDRAWN*

(8) A By-Law to Confirm the Proceedings of Council at its Meeting Held on September 22, 1980.

THREE READINGS PROPOSED NO. 80-217
City Council Meeting No. 46, 1980

(9) A By-Law to Authorize the Reconstruction of Concrete Sidewalks in (1) Br
Street (3.1 m wide) North Side from King Street to Wellington Street; a
(2) Princess Street (2.04 m wide) North Side from Tower Street Westerly
27.4 m, Under the Provisions of Section 7 of The Local Improvement Act
(Petition).

THIRD READING PROPOSED NO. 80-16
Clause 9, Report No. 64, 1980

(10) A By-Law to Authorize Construction of Curb, Gutter and Boulevard in Nap
Street East side from Scott Street to Park Street, Under the Provisions
Section 7 of The Local Improvement Act. (Petition)

THIRD READING PROPOSED NO. 80-16
Clause 10, Report No. 64, 1980

(11) A By-Law to Authorize the Construction of an Asphalt Pavement (9.2 m wi
in Napier Street from Scott Street to Park Street, under the Provisions
Section 7 of The Local Improvement Act (Petition).

THIRD READING PROPOSED NO. 80-16
Clause 11, Report No. 64, 1980

(12) A By-Law to Authorize the Construction of a Concrete Sidewalk, 1.5 m Wi
Including Road Shoulder Widening, on the South Side of Thomas Street, f
Cowdy Street Easterly 82.43 m Under the Provisions of Section 7 of The
Improvement Act (Petition).

THIRD READING PROPOSED NO. 80-17
Clause 12, Report No. 66, 1980

(13) A By-Law to Amend By-Law No. 9398, "A By-Law to Establish the Office of
Chief Administrative Officer".

THIRD READING PROPOSED NO. 80-20
Clause 5, Report No. 76, 1980

(14) A By-Law to Amend By-Law No. 7, "A By-Law to License and Regulate Certa

THIRD READING PROPOSED NO. 80-20
Clause 12, Report No. 76, 1980

BYLAWS (Cont'd)

(15) A By-Law to Amend By-Law No. 4489, "A By-Law to Regulate, Supervise and Govern the Parking of Vehicles on Parking Lots and to Fix the Rates and Charges for Parking on Such Parking Lots". (Upper Level of Robert Bruce Memorial Parking Lot to be Metered)

(FIRST AND SECOND READINGS) (PROPOSED NO. 80-218)
Clause 19, Report No. 80, 1980

INISHED BUSINESS

. Webb said there seemed to be a great many pigeons in the City this year, and
nderstood that people could approach the City to help with this problem. He
d that someone at City Hall look into this.

. Webb said that he had asked for information at an earlier meeting, concerning
neration being held in escrow for members of the Health Unit. He indicated he
d like a reply to this question as soon as possible, but definitely prior to
mber 10th, 1980.

Miller informed Council that Queen's University students had had a very
essful day last week for charity, when they picked up 300 bags of garbage.
was a tremendous job, and she would now be collecting the pledges which
le had made for this work. She wished to thank those who made pledges, the
nesses which had donated garbage bags and locations for the garbage. All
noney raised would be going to children's charities.

McArthur said he had received several telephone calls regarding the Board of
ation's policies on purchasing, since it had been reported in the press that
Chairman had ordered $29,000 worth of school football helmets, and he had
informed that this purchase had not been tendered. If that claim were true,
uld find this extremely disturbing, since he felt all purchasing should be
red by the Board of Education. He asked that this matter be investigated.

Lampropoulos said that residents in the vicinity of the intersection of
ness Crescent and Lochinvar Avenue had complained about the condition of
avement, where flooding occurred after heavy rain. He asked that this be
tigated.

Bishop said that he had received complaints about the condition of some areas
e Crestview subdivision and also west of Sutherland Drive. There were a great
weeds in this area, although the City had recently done some work there. He
that this matter be corrected.

Bishop said he had read with interest that Cataraqui Cemetery was filling up
uld probably be operating at a deficit of $40,000 per year by 1990. Although
ite was located in the Township of Kingston, he asked whether this could be
ed to the Area Planning Board for discussion, so that either an expansion to
isting site, or location of a new site could be determined. Perhaps Lemoines
would be a good alternative location.

NMENT

by Ald. Hawkins
ed by Ald. McArthur

uncil do now adjourn.

CARRIED

l adjourned at 10:55 p.m.

(L.S.)

d) M.C. Healy
City Clerk

(Signed) J. Gerretsen
Acting Mayor

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DOCUMENTS LIBRARY
JAN 28 1981

CITY COUNCIL MEETING NO. 47

Pursuant to the motion of City Council at its meeting on Monday, September 15, 1980, a Special Meeting of City Council will be held on TUESDAY, SEPTEMBER 23, 1980 at 7:00 p.m. in the Council Chamber to consider Report No. 81.

ROLL CALL

COMMITTEE OF THE WHOLE

(A) That Council resolve itself into the Committee of the Whole to receive a Report.

REPORT

That Report No. 81 (formerly Report No. 75A, as amended, September 15, 1980) of the Transit Review Committee be received and considered.

REPORT NO. 81

(Formerly Report No. 75A)

September 19, 1980

To the Mayor and Aldermen:

The Transit Review Committee reports and recommends as follows:

1. That a by-law be presented to Council to repeal By-law 3923, "A By-law to Provide for Entrusting the Control and Management of a Public Transportation System to the Public Utilities Commission of The Corporation of the City of Kingston", and that the City of Kingston assume the control and management of the Public Transportation System from the Public Utilities Commission;

   - and -

   That the following be placed on the ballot for the election to be held on November 10th, 1980:

   "ON THE BY-LAW:

   Are you in favour of By-Law No. 80-218, "A By-Law to REPEAL By-Law No. 3923, 'A By-Law to Provide for Entrusting the Control and Management of a Public Transportation System to the Public Utilities Commission of The Corporation of the City of Kingston' in Order to Revest the Operation of the Public Transportation System with The Corporation of the City of Kingston?"

   (Note: By-law 3923 was passed by City Council on January 7th, 1963, after obtaining the assent of the electors, 10,282 in favour and 2,755 against.)

   (See By-law 1: No. 80-218)

Respectfully submitted,

Ald. J. Clements

Ald. J. Hawkins

Ald. A. Lampropoulos

R.J. Hamilton

K.G. Linseman

(B) That Council rise from the Committee of the Whole and the Chairman report.

BYLAWS

(A) That By-Laws 1 and 2 be given their First & Second Readings.

(B) That By-Law 2 be given its Third Reading.

(1) A By-Law to REPEAL By-Law No. 3923," A By-Law to Provide for Entrusting the Control and Management of a Public Transportation System to the Public Utilities Commission of the Corporation of the City of Kingston" in order to Revest the Operation of the Public Transportation System with The Corporation of the City of Kingston.

FIRST & SECOND READINGS
Clause 1, Report No. 81, 1980

PROPOSED NO. 80-218

(2) A By-Law to Confirm the Procedings of Council at its Special Meeting Held on September 23, 1980.

THREE READINGS
City Council Meeting No. 47, 1980

PROPOSED NO. 80-219

ADJOURNMENT

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CITY COUNCIL MEETING NO. 47

Pursuant to the motion of City Council at its meeting on Monday, September 15, 1980, a Special Meeting of City Council will be held on TUESDAY, SEPTEMBER 23, 1980 at 7:00 p.m. in the Council Chamber to consider Report No. 81.

ROLL CALL

COMMITTEE OF THE WHOLE

(A) That Council resolve itself into the Committee of the Whole to receive a Report.

REPORT

That Report No. 81 (formerly Report No. 75A, as amended, September 15, 1980) of the Transit Review Committee be received and considered.

REPORT NO. 81

(Formerly Report No. 75A)

September 19, 1980

To the Mayor and Aldermen:

The Transit Review Committee reports and recommends as follows:

1. That a by-law be presented to Council to repeal By-law 3923, "A By-law to Provide for Entrusting the Control and Management of a Public Transportation System to the Public Utilities Commission of The Corporation of the City of Kingston", and that the City of Kingston assume the control and management of the Public Transportation System from the Public Utilities Commission;

   - and -

   That the following be placed on the ballot for the election to be held on November 10th, 1980:

   "ON THE BY-LAW:

   Are you in favour of By-Law No. 80-218, "A By-Law to REPEAL By-Law No. 3923, 'A By-Law to Provide for Entrusting the Control and Management of a Public Transportation System to the Public Utilities Commission of The Corporation of the City of Kingston' in Order to Revest the Operation of the Public Transportation System with The Corporation of the City of Kingston?"

   (Note: *By-law 3923 was passed by City Council on January 7th, 1963, after obtaining the assent of the electors, 10,282 in favour and 2,755 against.)*

   (See By-law 1: No. 80-218)

Respectfully submitted,

Ald. J. Clements

Ald. J. Hawkins

Ald. A. Lampropoulos

R.J. Hamilton

K.G. Linseman

(B) That Council rise from the Committee of the Whole and the Chairman report.

BYLAWS

(A) That By-Laws 1 and 2 be given their First & Second Readings.

(B) That By-Law 2 be given its Third Reading.

(1) A By-Law to REPEAL By-Law No. 3923, "A By-Law to Provide for Entrusting the Control and Management of a Public Transportation System to the Public Utilities Commission of the Corporation of the City of Kingston" in order to Revest the Operation of the Public Transportation System with The Corporation of the City of Kingston.

FIRST & SECOND READINGS
Clause 1, Report No. 81, 1980 PROPOSED NO. 80-218

(2) A By-Law to Confirm the Procedings of Council at its Special Meeting Held on September 23, 1980.

THREE READINGS
City Council Meeting No. 47, 1980 PROPOSED NO. 80-219

ADJOURNMENT

CITY COUNCIL MEETING NO. 47

Pursuant to the motion of City Council at its meeting on Monday, September 15, 1980, a Special Meeting of City Council was held on TUESDAY, SEPTEMBER 23, 1980 at 7:10 p.m. in the Council Chamber to consider Report No. 81. His Worship Acting Mayor Ald. Gerretsen presided.

ROLL CALL

Acting Mayor Ald. Gerretsen, Ald. Bishop, Ald. Clark, Ald. Clements, Ald. Gorham, Ald. Hawkins, Ald. Knapp (arrived at 7:20 p.m.), Ald. Lampropoulos, Ald. Miller (withdrew at 7:30 p.m.), Ald. Tarnowecky, Ald. Timmins, Ald. Webb (12)

ADMINISTRATIVE STAFF PRESENT

Mr. R.J. Hamilton, Chief Administrative Officer;
Mr. K. Linseman, Administrator of Traffic, Streets & Parking;
Mr. M.C. Healy, City Clerk.

COMMITTEE OF THE WHOLE

(A) Moved by Ald. Bishop,
Seconded by Ald. Clark,

That Council resolve itself into the Committee of the Whole to receive Report No. 81.

CARRIED

(B) Moved by Ald. Gorham,
Seconded by Ald. Hawkins,

That Council rise from the Committee of the Whole and the Chairman report.

CARRIED

* * *

REPORT OF THE COMMITTEE OF THE WHOLE

The Chairman reported that Report No. 81 of the Transit Review Committee and motions, as follows, were considered in the Committee of the Whole:

Ald. Hawkins presented Report No. 81 of the Transit Review Committee.

Moved by Ald. Hawkins,
Seconded by Ald. Clements,

That Report No. 81 (formerly Report No. 75A, as amended, September 15, 1980) of the Transit Review Committee be received and considered.

REPORTS (Cont'd)

Report No. 81 - Transit Review Committee

REPORT NO. 81

(Formerly Report No. 75A, As Amended by Council, September 15, 1980)
September 19, 1980

To the Mayor and Aldermen:

The Transit Review Committee reports and recommends as follows:

1. That a by-law be presented to Council to repeal By-law 3923, "A By-law to Provide for Entrusting the Control and Management of a Public Transportation System to the Public Utilities Commission of The Corporation of the City of Kingston", and that the City of Kingston assume the control and management of the Public Transportation System from the Public Utilities Commission;

   - and -

   That the following be placed on the ballot for the election to be held on November 10th, 1980:

   "ON THE BY-LAW:

   Are you in favour of By-Law No.80-218A, "A By-Law to REPEAL By-Law No. 3923, 'A By-Law to Provide for Entrusting the Control and Management of a Public Transportation System to the Public Utilities Commission of The Corporation of the City of Kingston' in Order to Revest the Operation of the Public Transportation System with The Corporation of the City of Kingston?"

   (Note: By-law 3923 was passed by City Council on January 7th, 1963, after obtaining the assent of the electors, 10,282 in favour and 2,755 against.)

   (See By-law 1: No. 80- 218A)

LOST 4:7
(See Recorded Vote)
(See also following motions)

Ald. Webb requested a recorded vote on Clause 1, which was as follows:

YEAS: Ald. Bishop, Ald. Clements, Ald. Hawkins, Ald. Lampropoulos (4)

NAYS: Acting Mayor Ald. Gerretsen, Ald. Clark, Ald. Gorham, Ald. Knapp, Ald. Tarnowecky, Ald. Timmins, Ald. Webb (7)

EPORTS (Cont'd)

eport No. 81 - Transit Review Committee

A) Moved by Ald. Timmins,
Seconded by Ald. Webb,

That, as requested by the Public Utilities Commission, a joint meeting be held between the Commission and Council, to discuss the transit system in the City of Kingston, such meeting to be held after December 1, 1980.

LOST 9:2

) Moved by Ald. Hawkins,
Seconded by Ald. Lampropoulos,

That Council entertain discussion with members of the Public Utilities Commission of the City of Kingston.

WITHDRAWN

d. Miller left the meeting at 7:30 p.m.

) Moved by Ald. Hawkins,
Seconded by Ald. Lampropoulos,

That a joint meeting of City Council and the Public Utilities Commission of the City of Kingston be held on Tuesday, September 30, 1980 at 7:00 p.m. in the Board Room of the Commission's Office on Counter Street to discuss the report of the Transit Review Committee, dated September 11, 1980.

CARRIED

Respectfully submitted,

J. Hawkins
John Clements
A. Lampropoulos

QUEEN'S UNIVERSITY LIBRARY
DOCUMENTS DEPARTMENT
OCT 2 - 1980

CITY COUNCIL MEETING NO. 48

The Regular Meeting of City Council will be held on Monday, September 29, 1980 commencing with an In Camera Session from 7:30 p.m. to 8:00 p.m. in the Loyalist Room, City Hall, and to be continued in the Council Chamber at 8:00 p.m.

(Loyalist Room)

ROLL CALL

COMMITTEE OF THE WHOLE IN CAMERA

(A) That Council resolve itself into the Committee of the Whole In Camera to consider the following item

1. Land Acquisition - 10 Auld Street

(Council Chamber)

ROLL CALL

B) That Council rise from the Committee of the Whole In Camera and the Chairman report.

- or alternatively -

That Council rise from the Committee of the Whole In Camera without reporting.

EPORT OF THE COMMITTEE OF THE WHOLE

C) That the Report of the Committee of the Whole be adopted, approved and confirmed.

INUTES

That the Minutes of City Council Meeting No. 44, held on September 8, 1980, and the Minutes of City Council Meeting No. 45, held on September 15, 1980, be confirmed.

TITIONS

BLING OF DOCUMENTS

COMMUNICATIONS

To be Filed

(622) Copy of a letter to the Top Card Restaurant, 35 Rideau Street, Kingston, from the Liquor Licence Board of Ontario advising that there will be a public meeting of the Board on Tuesday, October 14, 1980 at 10:00 a.m. at the Royal Canadian Legion, 261 Ontario Street, Kingston, to consider the Top Card Restaurant's application for additional dining lounge facilities.

File No. 12-6

To be Referred to the Grand Theatre Board

(623) From the Ministry of Culture and Recreation forwarding their pamphlet entitled "The Arts & Tourism: A Profitable Partnership".

File No. 7-1.1

To be Referred to the Chief Administrative Officer

(624) From Mr. A. Britton Smith, Solicitor for the Royal Canadian Legion, reqesting the City to sell the old railway right-of-way from Princess Street easterly to the back door of the Royal Canadian Legion, Branch 560, 263 Ontario Street. It is Mr. Smith's understanding that the easterly portion has been sold to the owner of the Executive Building.

The Legion requires access for delivery trucks to the rear door and agrees to pay for a valuation.

ile No. 12-2.61

(625) Copy of a letter to Mr. A. Britton Smith from Mayor Keyes, re Communication No. (624).

Mayor Keyes has reminded Mr. Smith that the City went to great lengths to acquire the said right-of-way and is extremely disappointed in not being able to acquire the portion that was picked up by the owners of the Executive Building. It was the hope of the City to retain this as part of the walkway along the waterfront and an extension of the lands acquired between Brock and Princess Streets.

Therefore, Mayor Keyes' personal recommendation to Council is that it not be sold and that the continued use for the time being that has been enjoyed by Branch 560, will continue until such time as the City can realize its objectives of gaining full access through to Queen Street in this vicinity.

ile No. 12-2.61

COMMUNICATIONS (Cont'd)

To be Filed

(626) From the Ontario Municipal Board in the matter of Section 14 of The Municipal Act (R.S.O. 1970, c. 284 and in the matter of an application by The Corporation of the Township of Kingston for annexation to the township of part of Lot 15, Concession 2, in the City of Kingston, in the County of Frontenac, described as Part 9 on a Plan of Survey deposited in the Land Registry Office for the Registry Division of Frontenac (No. 13) on August 14, 1979, as Plan 13R-3784, as described in By-Law 79-76 of the applicant Corporation.

The Board has advised that the said annexation came into effect on September 1, 1980. (20 Ft. wide parcel on East Side of Armstrong Subdivision Road)

File No. 21-4.11

To be Referred to the City Treasurer

(627) From the Ministry of Housing advising that on March 11, 1980 it was announced that the Government of Ontario intended to release municipalities from their obligation to pay 7½% of operating losses incurred in the operation of all assisted housing programs administered by the Province of Ontario.

The subject matter relates to Federal/Provincial partnership projects which are located in a number of Ontario municipalities, including the City of Kingston.

The City Treasurer will be contacted in the near future to discuss each partnership agreement known as a "No. 2 Rental Agreement" to indicate the nature of the changes required. The Ministry has forwarded copies of the said Agreement.

ile No. 8-3.9

OMMITTEE OF THE WHOLE

) That Council resolve itself into the Committee of the Whole to receive reports and to consider motions.

PORTS

at Report No. 82 of the Committee of the Whole be received and considered.

at Report No. 83 of the Remuneration Review Committee be received and considered.

at Report No. 84 of the Chief Administrative Officer be received and adopted.

REPORTS

Report No. 82 - Committee of the Whole

REPORT NO. 82

September 22, 1980.

The Committee of the Whole reports and recommends as follows from its "In Camera" Meeting of September 22, 1980:

1. That, as recommended by the Commissioner of Parks and Recreation, the City enter into negotiations with the appropriate Provincial Ministry, in an attempt to acquire, by lease or purchase, waterfront land adjacent to Lake Ontario Park, from the Kingston Psychiatric Hospital property, being the area shown hatched on the attached sketch; it being understood that the acreage required should be determined by negotiation, but that a high priority be placed on acquiring land that is treed and at the water's edge;

- and further -

That this resolution be forwarded to The Honourable Keith C. Norton, Minister of Community and Social Services and Member of the Legislative Assembly for Kingston and The Islands.

(Note: Copy of a sketch outlining the area to be negotiated for lease or purchase is attached as Schedule "A" - 1 page)

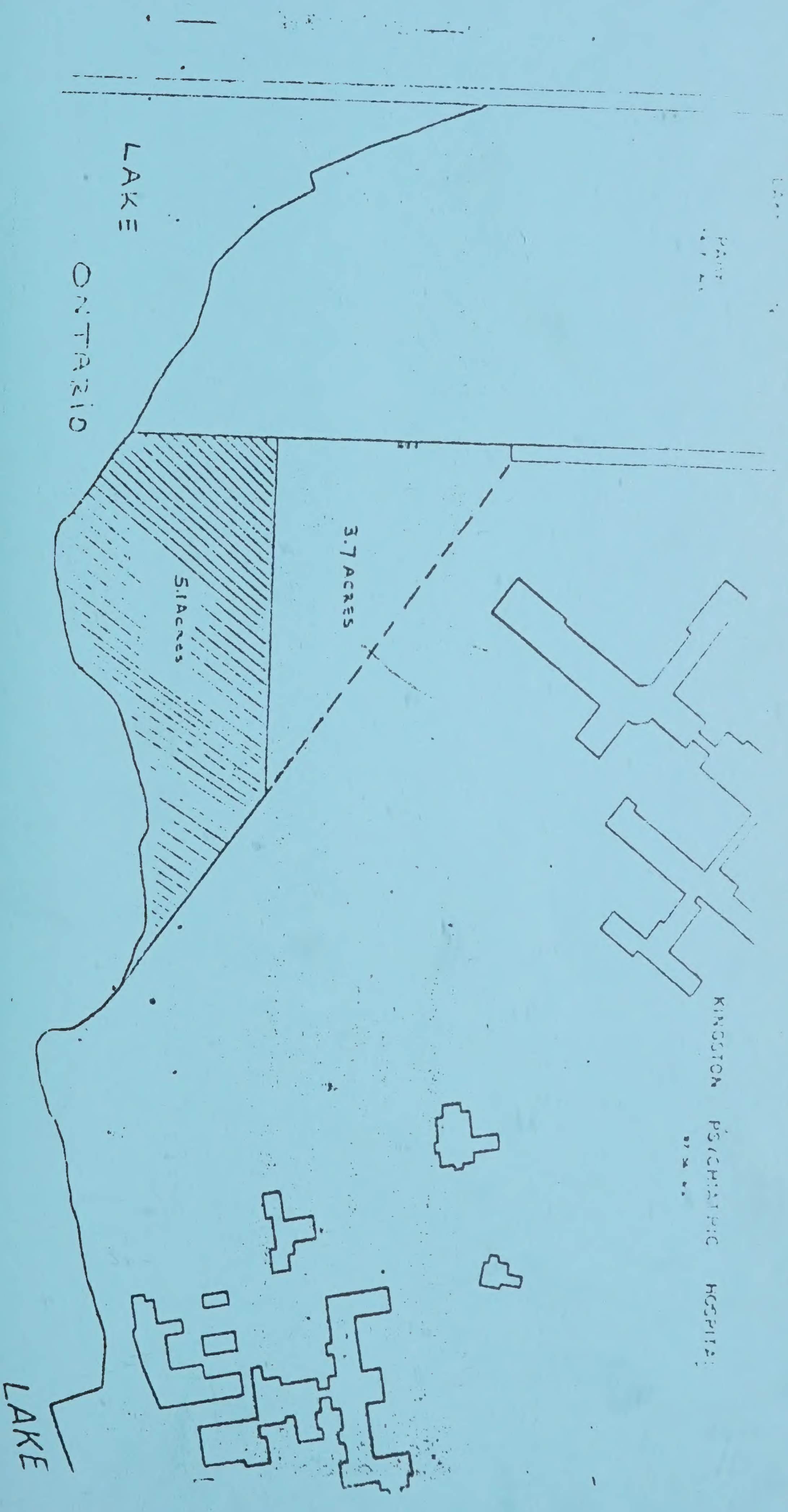
. That, as recommended by the Commissioner of Parks and Recreation, the City owned lots on the former Kingscourt Public School site, being Parts 2 to 21, inclusive, as shown on Reference Plan 13R-4155, are hereby authorized to be sold to the general public on a first come first served basis on a date to be established by the Commissioner of Parks and Recreation, for the price of $16,000.00 per lot subject to the conditions as set out in attached Schedule "B" - 2 pages.

(Note: Copy of the Report of the Commissioner of Parks and Recreation is attached as Schedule "B" - 2 pages)

That, as recommended by the Director of Personnel, a new position of Administrative Assistant - Personnel Department be created, said position to be in Group 12-8, 1980 Salary Range ($17,290. - $20,748.);

Respectfully submitted,

Schedule "A" - Report No. 82
(Page 1)


LAKE ONTARIO
5.1 Acres
3.7 ACRES
KINGSTON PSYCHIATRIC HOSPITAL
LAKE

Schedule "B" to Report No. 82
(Page 1)

MEMORANDUM

: R. J. Hamilton,
Chief Administrative Officer

OM: Douglas R. Fluhrer,
Commissioner, Parks & Recreation Department

TE: September 25, 1980

BJECT: PROPOSED PRICE AND CONDITIONS OF SALE FOR THE 20 SINGLE-FAMILY BUILDING LOTS BEING DEVELOPED AND SERVICED ON THE FORMER KINGSCOURT SCHOOL PROPERTY

LYSIS:

BUDGET SITUATION AS OF THIS DATE:

COST		OFF-SETTING REVENUE	
d Purchase	$225,000.	Land Sale Champlain Park -	$ 48,000.
vey	6,000.		
olition	12,000.		
k Development	20,000.	Sale of Lots:	
cing	12,000.	20 X $16,000. =	320,000.
eet Tree Planting	2,000.		
vicing Lots sewer, water, etc.)	80,000.		
e Costs dvertising, etc.)	2,000.	Tree Bank	2,000.
	$359,000.		$370,000.

THEREFORE: Revenue: $370,000.
Less Costs: $359,000.
$ 11,000.

MMENDATIONS: The market suggests $16,000. per lot is about all we could expect to get.

PROPOSED CONDITIONS OF SALE:

1) It is recommended the lots be put on sale as per the registered survey and as soon as possible.

2) The sales be handled by the City and not put in the hands of an agent. This will keep the costs as per above.

3) The lots be first offered for sale on the basis of one per customer, first come, first served, and if this does not result in the sale of all of the lots, then the remainder could be put up as a block of sale, which would probably appeal to certain building contractors.

4) It is recommended that a $2,000. deposit be required upon the purchase date, and the balance within 6 calendar months.

5) It is recommended that building must commence within 2 years of the final payment, and failure to start building before 2 years, will give the City the option of purchasing back the lot at the original price, and with no accrued interest added.

Schedule "B" to Report No. 82
(Page 2)

RECOMMENDATIONS:
(continued)

6) It would be understood clearly that commencement of building does not mean digging the hole, but means a start through to a finished home, within a reasonable time.

7) Between the date of purchase and the start of building, the purchaser agrees to keep the lot clean and tidy and free of debris, weeds, and long grass.

8) The City will provide each lot with a good hardwood tree at an appropriate time, and agrees to be responsible for the fencing of the rear of all lots facing the park, and where the side of the lot faces the park or walkways, the City will fence this side of the lot with 42 inch or 48 inch chain link fencing with top rail.

9) The City will issue the deed and has done the survey, but it will be the purchaser's responsibility to search the title.

10) The purchaser will comply with the Grading Plan supplied by the City with the deed, and all subsequent owners will be obligated to this condition.

ONCLUSION:

I would be remiss if I did not thank you, Mr. Graham, Mr. Muirhead, Mr. Cousens, Mr. Jackson, and all the staff people who assisted me in getting this difficult, but very interesting, project to this point. I also thank the Mayor, Council, and Planning Board, who have supported this proposal, so as to ensure that the citizens of that area and the City will have adequate "Park - Open Space".

uglas R. Fluhrer,
mmissioner, Parks & Recreation Department

/dg

REPORTS

Report No. 83 - Remuneration Review Committee

REPORT NO. 83

September 22, 1980.

To the Mayor and Members of Council:

The Remuneration Review Committee reports and recommends as follows:

1. That a review of remuneration of elected officials be undertaken every two years, beginning not less than six months prior to the municipal election.

2. That the Mayor and Members of Council establish a selection process for members of the review committee.

3. That no penalties should be exacted for meetings missed by members of Council. Remuneration should continue to be an annual amount, rather than an amount for each meeting attended.

4. That there be no change in remuneration for aldermen at this time.

5. That clerical assistance be established for aldermen.

6. That there be no increase in the remuneration paid to the Mayor.

7. That an annual car allowance of $1,200. be allocated to the Mayor's office.

Respectfully submitted,

Judith Mackenzie, Chairman
R. Fray
D. Good
P. Good
J. Price

ote: *Copies of the Committee's full report have been distributed to all members of Council, and have been made available to the public)*

REPORTS

Report No. 84 - Chief Administrative Officer

REPORT NO. 84

September 29, 1980.

To the Mayor and Members of Council:

The Chief Administrative Officer reports and recommends as follows:

That, as recommended by the City Solicitor, the City quit-claim its interest in property located at Harvey Street and Hickson Avenue, being a strip of land five feet wide by 281 feet long, to Kingsway Plumbing Supply Limited, for the nominal consideration of One Dollar ($1.00).

(Note: Copy of Report of the City Solicitor is attached as Schedule "A" - 4 pages)

That, as requested by the Canadian Ski Patrol System, the tag day allocated to them for 1980 be amended from November 21st and 22nd to November 14th and 15th, 1980.

(Note: Copy of Report of Ms. Lynn Haver, Clerk V, is attached as Schedule "B" - 2 pages)

That, as recommended by the Commissioner of Works, a General Rate Construction By-Law be presented to Council to authorize improvements to the Public Works Yard in the areas of lunch, locker and washrooms, stores, equipment repair and dispensing of fuel, as shown on Drawing C-50-P and the attached sketch, at an estimated cost of $99,000.00, under section 336 of *The Municipal Act*, R.S.O. 1970, as amended, it being noted that sufficient funds are available in the 1980 Capital Budget;

- and further -

That additional funds to a maximum of $24,000 be provided to complete the above work, and that the following budget transfer be approved:

	Increase	Decrease
Public Works Acct. No. 314-80 Contributions from Revenue (Miscellaneous)	$24,000.	-
Finance Contingencies	-	$24,000.

(Note: A copy of the report of the Chief Administrative Officer and a report of the Commissioner of Works are attached as Schedule "C" - 4 pages. A full report was distributed to members of Council on August 26, 1980.)

e By-Law 1 : No. 80-220

4. That, as recommended by the City Treasurer, and pursuant to Section 636(a) of *The Municipal Act*, R.S.O. 1970, Chapter 284, as amended, the applications of persons and firms listed in the attached Schedule 'D' in the amount of $19,876.60 for cancellation, reduction, or refund of taxes be approved.

   (Note: Copy of the Report of the City Treasurer is attached as Schedule "D" - 3 pages)

5. That, as recommended by the Administrator of Traffic, Streets and Parking and the Commissioner of Works, the lot layout described on Scheme No. 1 and the road design, for the Industrial Park development north of Counter Street, be adopted.

   (Note: Copy of the Report of the Chief Administrative Officer and Scheme Nos. 1 and 2 proposed by the Commissioner of Works, are attached as Schedule "E" - 4 pages. A large map of the proposed road design will be displayed at the meeting.)

6. WHEREAS the present contract for the rental of Pitney Bowes Model 4371 Mailing Machine at the rate of $105.62 per month, including provincial sales tax, expires in May of 1981;

   AND WHEREAS this machine is now not sealing mail properly and thus mail has to be checked after each run, and also, because of the variety of envelope thicknesses being processed, there is a need to constantly reset the machine to adapt to the varying thicknesses, the mail operation is slowed down a considerable degree;

   AND WHEREAS the manufacture of the Model 4371 has been discontinued and a new mailing machine will be required in May of 1981 (a Model 6100 Heavy Duty Mail Processor with new Positive Moistening and Sealing System and Floating Deck has been recommended to alleviate our problems) at an estimated rental rate at that time of $250.00 per month, including sales tax;

   AND WHEREAS the City now has a separate cheque signing machine which is used to sign all City cheques one at a time which is a very time-consuming process;

   AND WHEREAS PITNEY BOWES now is offering a special discount, expiring on September 30, 1980, for this Model 6100 Heavy Duty Mail Processor, for which a continuous feed automatic cheque signing attachment is available, at the following rates:

	RENTAL RATES PER MONTH	
	September 1, 1980	(Estimate) June 1, 1981
Mailing Machine	$186.19	$235.00
Cheque Signing Attachment	29.35	33.00
Provincial Sales Tax	15.09	18.76
	$230.63	$286.76

6. (Cont'd)

That, as recommended by the City Clerk as to the Mail Processor, and the City Treasurer as to the Cheque Writer, a Pitney Bowes Model 6100 Heavy Duty (Electronic) Mail Processor with Cheque Writer and Cheque Feed Ramp attachments be authorized to be rented from Pitney Bowes at a rental of $230.63 per month, provincial sales tax included, for a period of 5 years.

7. That, as recommended by the City Clerk:

(A) the offer of Mills Office Supplies Limited to sell to the City one A.B. Dick Model 360-CD Offset Duplicator Show Special complete with attachments for the net price of $11,151.87, Federal Sales Tax exempt, be accepted on the understanding there would be a standard 90 day guarantee on parts and labour;

- and -

(B) the following budget appropriation amendment be approved in order to provide the total of $11,152.00, for this purchase:

	Increase	Decrease
FINANCE		
New Equipment	$2,702.	-
Contingencies	-	$2,702.

(Note: Copy of the Report of the City Clerk is attached as Schedule "F" - 2 pages)

That, as recommended by the Administrator of Traffic, Streets and Parking, a by-law be presented to Council FOR THREE READINGS to amend By-Law No. 10, 'A By-Law Respecting Streets', to grant permission to Queen's Performing Arts Office to erect a banner across Princess Street between Montreal and Sydenham Streets for the period commencing October 4, 1980 to October 19, 1980 to advertise the Premiere Performance of the Spindrift Dance Theatre at the Grand Theatre on Sunday, October 19, 1980.

(Note: Copy of the Report of the Administrator of Traffic, Streets & Parking is attached as Schedule "G" - 1 page)

ee By-Law 2: No. 80-221)

That, as recommended by the Administrator of Traffic, Streets and Parking, the tender of Bennett Paving & Materials Limited, in the amount of $344,901.85 for Contract 80-9W, road reconstruction, widening and watermain in Princess Street, be accepted, being the lowest tender received, subject to the concurrence of the Ministry of Transportation and Communications and subject to the approval of the Public Utilities Commission for the watermain section in the tender.

(Note: Copy of the Report of the Administrator of Traffic, Streets and Parking is attached as Schedule "H" - 1 page)

10. WHEREAS on August 28, 1980, Council passed a resolution to enter into negotiations with Thomas Lemmon & Sons Ltd., owner of the property at Bagot and North Streets in order to reach a settlement of their account with regard to the proposed acquisition of their property; and

WHEREAS such negotiations have been conducted and a list of legal expenses incurred by Thomas Lemmon & Sons Limited has been studied by the City Solicitor;

THEREFORE BE IT RESOLVED THAT, as recommended by the City Solicitor and the Chief Administrative Officer, the account of Thomas Lemmon & Sons Limited, in the amount of $2,518.25, being legal expenses incurred in relation to the proposed acquisition of their property at Bagot and North Streets, be approved for payment, being charged to surplus funds received from disposal and rentals received from various properties in the Neighbourhood Improvement Area;

- and further -

That a policy be established by Council whereby persons who feel the need to approach Council for payment of their legal fees do so in advance of incurring such fees, so that each request may be considered on its merits and shall be subject to the approval of Council.

(Note: Copy of the Reports of the Chief Administrative Officer and the City Solicitor are attached as Schedule "I" - 8 pages)

Respectfully submitted,

R.J. Hamilton,
Chief Administrative Officer

Schedule 'A' to Report No. 84
(Page 1)

CORPORATION OF THE
CITY OF KINGSTON
FICE OF THE Chief Administrative Officer

CITY HALL
KINGSTON ONTARIO
K7L 2Z3
(613) 546-4291

Our Ref. No. 20-12

September 22, 1980

MEMORANDUM

TO: MAYOR KEYES AND MEMBERS OF COUNCIL

FROM: MR. R.J. HAMILTON, C.A.O.

RE: KINGSWAY PLUMBING SUPPLY LIMITED
HARVEY STREET AND HICKSON AVENUE

We are forwarding herewith a memorandum from Mr. Jackson suggesting that Council may wish to Quit Claim it's interest in this small piece of property that is presently being used and possessed by Kingsway Plumbing Supply Limited.

We would therefore recommend that Council Quit Claim this property for the nominal consideration of $1.00 as indicated by Mr. Jackson.

R.J. Hamilton,
C.A.O.

RJH/sd
Encl.

SEP 19 1980

Office of the
City Solicitor
Our Ref: 80-893

MEMORANDUM

TO: Mr. R.J. Hamilton
Chief Administrative Officer

FROM: Mr. Norman C. Jackson
City Solicitor

DATE: September 16, 1980

RE: Kingsway Plumbing Supply Limited
Harvey Street and Hickson Avenue

Kingsway Plumbing Supply Limited recently filed an application with the City of Kingston for Site Plan approval in order to construct a distribution office for mechanical and electrical products at the corner of Harvey Street and Hickson Avenue. The City of Kingston conveyed this property to Palmers Plumbing Supply Limited by Instrument No. 165134. Palmers Plumbing Supply Limited in turn conveyed the property to Kingsway Plumbing Supply Limited in 1977 under Instrument No. 290666. At the time of the signing of the Site Plan Control Agreement there was some discussion regarding the northerly five feet (5') of the subject property and its ownership. A surveyor was retained, Mr. N.B. Campbell, and his survey determined that the northerly five feet of the subject property had not, in fact, been conveyed to Palmers Plumbing Supply Limited although this had been the intention of the company and they have been using the five feet and some services have been installed in this five foot strip of land. At the time of signing of the Site Plan Control Agreement it was indicated to Kingsway Plumbing Supply Limited that they should have the five feet in question surveyed so that the matter could be presented to City Council. I include herewith a legal description of the piece of property, being five feet wide by the length of the existing property, being 281 feet. also include a copy of a plan illustrating the property in uestion, it being outlined in red.

. . . / 2

Also enclosed please find a Quit Claim Deed for the consideration of City Council. I am suggesting that the City's interest be Quit Claimed because of the original confusion regarding the conveyance of this property and a proper description for same and as well, the fact that the five feet has been possessed by Kingsway Plumbing Supply Limited for over ten years. The Quit Claim by City Council could be for $1.00 or some monetary consideration. Given that this is to clear up the previous misunderstanding and given the possessary nature of the applicant's title, Council may wish to Quit Claim its interest for the nominal consideration of $1.00.

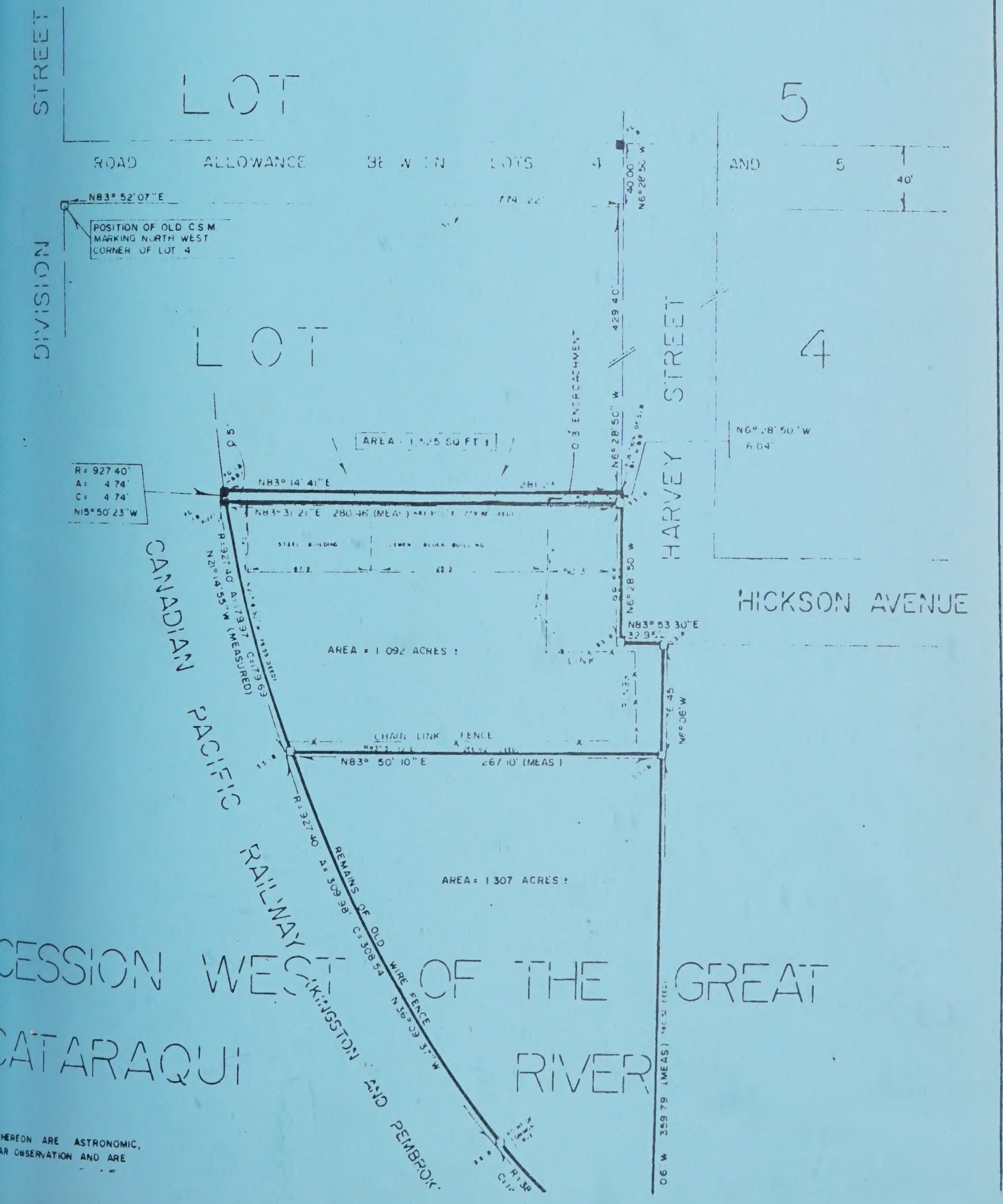
NCJ/nr
Encl.

Norman C. Jackson
City Solicitor

Schedule 'A' to Report No. 84
(Page 4)

PLAN TO ILLUSTRATE A DESCRIPTION
PART OF LOT 4
WEST OF THE GREAT CATARAQUI RIVER
CITY OF KINGSTON

SCALE 1" = 60'


DIVISION STREET
LOT 5
ROAD ALLOWANCE BETWEEN LOTS 4 AND 5
40'
N83° 52' 07" E
774 22'
40 00'
N6° 28' 50" W
POSITION OF OLD C S M MARKING NORTH WEST CORNER OF LOT 4
429 40'
LOT 4
0 3' ENCROACHMENT
N6° 28' 50" W
6 04'
HARVEY STREET
AREA = 1,425 SQ FT ±
R = 927 40'
A = 4 74'
C = 4 74'
N15° 50' 23" W
N83° 14' 41" E
281
N83° 31' 21" E 280 46 (MEAS)
STEEL BUILDING
CEMENT BLOCK BUILDING
HICKSON AVENUE
N83° 53' 30" E
32 95'
R = 927 40 A = 179 37 C = 179 63
N21° 14' 55" W (MEASURED)
AREA = 1 092 ACRES ±
CHAIN LINK FENCE
N83° 50' 10" E 267 10' (MEAS)
N6° 06' W
CANADIAN PACIFIC RAILWAY (KINGSTON AND PEMBROKE
R = 927 40 A = 309 38' C = 308 54
REMAINS OF OLD WIRE FENCE
N 36° 09' 37" W
AREA = 1 307 ACRES ±
CESSION WEST OF THE GREAT
CATARAQUI RIVER
06 W 359 79 (MEAS)
HEREON ARE ASTRONOMIC,
AR OBSERVATION AND ARE

Schedule 'B' to Report No. 84
(Page 1)

SEP 19 1980

MEMORANDUM

File No: 21-2

TO: MR. R.J. HAMILTON,
Chief Administrative Officer

FROM: Lynn Haver,
Clerk V

DATE: September 19, 1980

SUBJECT: TAG DAYS - 1980

ORIGIN: Request from the Canadian Ski Patrol System to change their Tag Day from November 21-22, 1980, to November 14-15 November, 1980.

ANALYSIS: In February of this year, Council approved a list of tag days for 1980. The Canadian Ski Patrol System was allocated November 21 and 22, 1980. It appears that this date now conflicts with another function the Ski Patrol System will hold on November 21 and 22, and they have, therefore, requested that their tag day be changed to November 14-15.

The Tag Day By-Law specifies that no more than 2 tag days be held in any given month. There is only one other tag day scheduled for November - the Royal Canadian Legion, on November 7-8.

RECOMMENDATION: That the request of the Canadian Ski Patrol System, to change its allocated 1980 tag day from November 21/22 to November 14/15, 1980, be approved.

Lynn Haver
L.M. Haver
Clerk V

/lmh
Encl.

Schedule 'B' to Report No. 84
(Page 2)

Canadian Ski Patrol System

Organisation de la Patrouille Canadienne de Ski

Box 304 Cartwright Point
Kingston, Ont.

Sept. 17, 1980

Ms. L. Haver
City Hall,
Kingston, Ont.

Dear Ms. Haver;

The Frontenac Zone of the Canadian Ski Patrol System wishes to thank the City of Kingston for allowing us to hold a Tag Day to raise money for our training programme. We would like to request that the date set earlier this year, 21-22 November 1980, be moved forward one week, and that we now be allowed to hold the Tag Day on 14-15 November.

We have scheduled our Ski Swap to be held in the Measuring Room of the Portsmouth Harbour on the 21-22 November as the only free date, hence considerable problems exist in staging both at the same time.

We wish to express our regrets for any inconvenience this request may cause.

Sincerely yours,

Dr. D.M. Coulter
Zone Training Officer

"Under the distinguished patronage of
His Excellency the Right Hon
Roland Michener, C.C., C.M.M., C.D.,
Governor General of Canada."

"Sous le haut patronage de
Son Excellence le Très Honorable
Roland Michener, C.C., C.M.M., C.D.,
Gouverneur Général du Canada."

Schedule 'C' to Report No. 84
(Page 1)

CORPORATION OF THE
CITY OF KINGSTON
ICE OF THE Chief Administrative Officer

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546 4291

Our Ref. No. 17-12.1

September 23, 1980

MEMORANDUM

TO: MAYOR KEYES AND MEMBERS OF COUNCIL

FROM: R.J. Hamilton, C.A.O.

RE: CITY OF KINGSTON - GARAGE OPERATIONS

Members of Council will recall that I forwarded a document dated August 26th, 1980, dealing with this subject matter for Council's general background and review.

Council will recall that we reviewed these matters in 1980 and allocated certain funding in our budgets for this purpose. The amount of funds allocated for consideration was $80,000. and the construction of this building would take place, as suggested by Mr. Graham, in the fall of 1980.

In addition, Mr. Graham submitted a further report to Council dated July 24, 1980, indicating how he would spend the $84,000. out of his approved amount of $99,000. together with a suggestion as to how the balance of $15,000. would be spent and he further directed that an amount of $24,000. would be required to finalize the lunch room area.

In our report of August 26, we recommended that Council approve the report of Mr. Graham and transfer the required $24,000. from Finance Contingencies in 1980. We would therefore request Council's action on this matter to direct Mr. Graham in future.

R.J. Hamilton,
C.A.O.

RJH/sd
Encl.

Schedule 'C' to Report No. 84
(Page 2)

Mr. R.J.Hamilton, Chief Administrative Officer

July 24, 1980

City Yard Improvements

Public Works Department

Improvements are proposed in four areas -

1. Dispensing of gasoline
2. Equipment repair shop
3. Stores
4. Lunch Room including Locker Room and Wash Room

Dispensing of Fuel for Equipment

The existing gasoline pump is located at the north west corner of the main yard building. The location is such that vehicles must approach it in single line or one side only. It is within 5 feet of the building and a potential fire hazard. There are occasional mechanical problems with the pump. The tank is not new. On occasions there is a line-up for gasoline. The proposal is to locate three new tanks and two double pumps on a pump island 60' south of the main building so that vehicles may approach and fill two to four at a time. One dual pump will be for gasoline and the other for diesel fuel. The estimated cost of this improvement is $20,000. It has the approval of the Fire Chief. A suggested change made by Local #109 has been incorporated.

Equipment Repair Shop

The present shop area is in the north/west corner of the Yard Building. It was fomerly vehicle storage. This is a very crowded area and ventilation is poor. Enlargement to the south is limited by the need for Lunch Room space. The only direction to expand to any extent is to the east into a vehicle storage area for equipment. This area does not have a good floor.

The proposal is for a small expansion to the south into part of the present Lunch Room and a major expansion to the east. The former is mainly the relocation of partitions. The latter includes a concrete floor plus lighting and ventilation improvements.

The estimated cost of this improvement is $10,000.

Stores

The present stores area is crowded and in a location that would make the most practical Lunch, Locker, and Washroom Area. In 1974 an addition was added along half of the east side of the yard building. The proposal is to complete this addition which would be 48' x 71' and involves only two walls, an east and a north wall. This will provide ample stores space plus storage for two vehicles.

The estimated cost of this improvement is $54,000.

............./2

ysis (cont'd)

Lunch Room Including Locker Room and Wash Room

The present Lunch, Locker and Wash Room leaves much to be desired. Ventilation is poor. Lighting is inadequate. There are no windows to the outside. At times conditions are crowded.

The proposal is to move the Lunch Room to the present stores area to provide a bright, well ventilated, roomy lunch area. The Locker Room and Wash Room would occupy part of the present Lunch Room and Stores Area.

For the remaining funds available ($15,000.) redundant partitions could be removed, a new Wash Room constructed and in the Lunch Room floor repairs and remodelling of the west wall completed. Estimated cost $15,000.

The 1980 Capital Budget provides $99,000.

New Pump Island	$20,000.
Garage floor etc	10,000.
New Stores	54,000.
Partial remodelling- Lunch Room	15,000.
	$99,000.

Work to be Completed

1.	Complete the Lunch Room	$12,500.
2.	New furnishings for Lunch Room	4,000.
3.	Extend the Locker Room	2,000.
4.	Extend garage into old Lunch Room	4,000.
5.	External finishes of altered facades	1,500.
		$24,000.

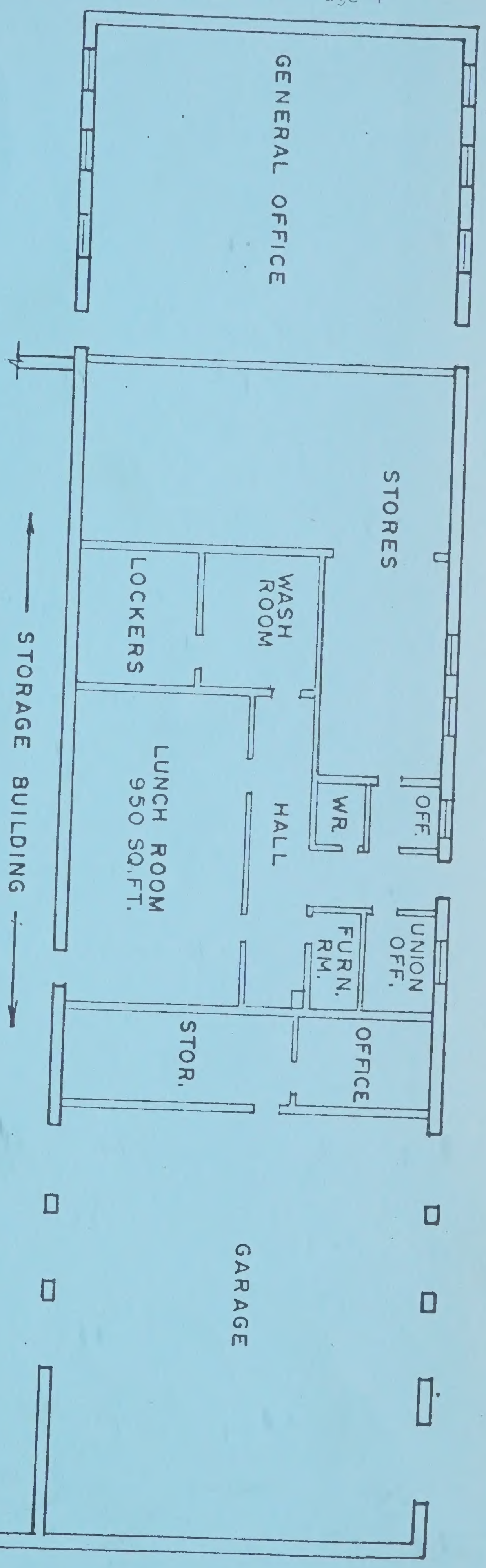
al

The 1980 Capital Budget includes $99,000. for Yard Improvements and the work that could be done has been outlined. It is proposed to report to Council in October any means there may be to finance part or all of the remaining $24,000.

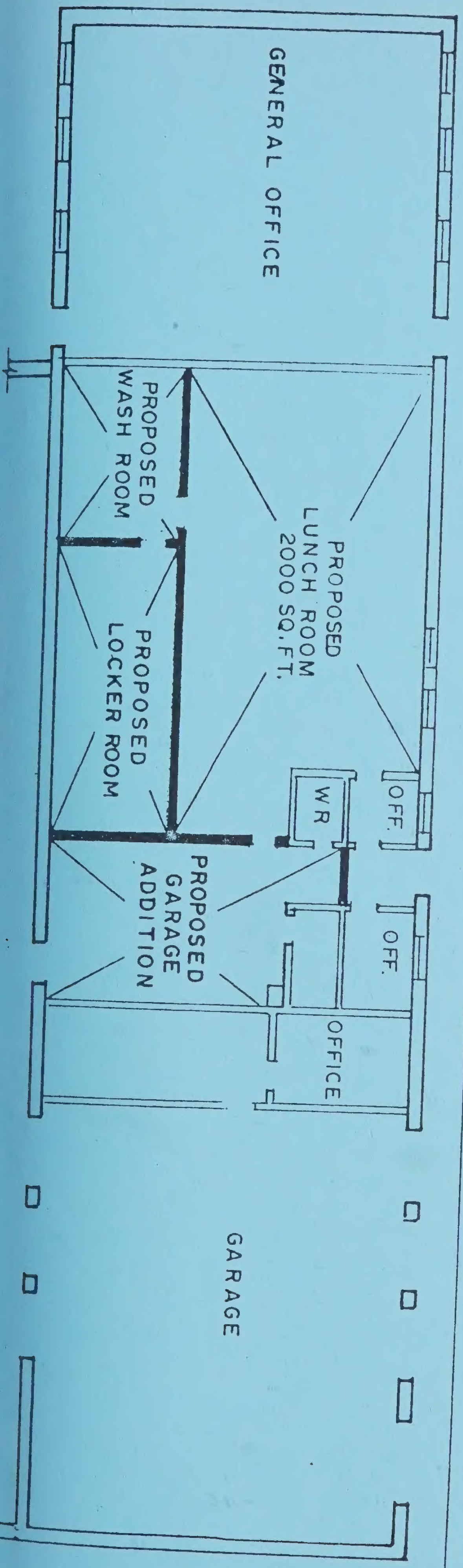
dation

That a general rate construction By-law be passed to authorize improvements to the Public Works Yard in the areas of Lunch, Locker and Wash Rooms, Stores, Equipment Repair, and Dispensing of Fuel, as shown on Drawing C-50P and attached sketch, at an estimated cost of $99,000. provision for this expenditure having been made in the 1980 Capital Budget.

D.Graham, P.Eng
Commissioner of Works


GENERAL OFFICE
STORES
WASH ROOM
LOCKERS
HALL
WR.
OFF.
LUNCH ROOM
950 SQ.FT.
UNION OFF.
FURN. RM.
OFFICE
STOR.
GARAGE
STORAGE BUILDING

EXISTING FLOOR PLAN


GENERAL OFFICE
PROPOSED LUNCH ROOM
2000 SQ.FT.
PROPOSED WASH ROOM
PROPOSED LOCKER ROOM
WR
OFF.
OFF.
PROPOSED GARAGE ADDITION
OFFICE
GARAGE

PROPOSED FLOOR PLAN

Schedule 'D' to Report No. 84
(Page 1)

TO: R.J. Hamilton,
Chief Administrative Officer

FROM: B. G. Cousens,
City Treasurer

DATE: September 23, 1980

SUBJECT: Refund or cancellation of taxes pursuant to Section 636(a) of the Municipal Act R.S.O. 1970, Chap. 284, file 20.2

ORIGIN: Application by owner of property, or owner of business, in case of business tax.

ANALYSIS: Section 636(a) of the Municipal Act gives City Council the authority to write off taxes for the following reasons:

Property has become exempt.
Building was razed by fire or demolished.
Overcharged due to error.
Liable for business tax, but has not carried on business for the entire year.

LTERNATIVE: If City Council does not grant the refund or cancellation of taxes, the applicant is entitled to a hearing by City Council, and if not satisfied, may appeal to the Assessment Review Court, County Judge and Ontario Municipal Board.

INANCIAL
ONSIDERATION: On these write-offs, that portion of the tax that is applicable to the school boards, is charged back to the school board. Provision for these refunds or cancellations has been made in the budget. Those businesses who have discontinued, and relocated in another area of the city are assessed by the Regional Assessment Office and are processed through the Tax Department and billed for taxes at the new location. Also any business that moves into an existing or new location are also taxed for that part of the year that they are liable for the tax. All applications for refund or cancellation of taxes are referred to the Regional Assessment Office for approval and follow-up prior to being presented to Council.

COMMENDATION: That pursuant to Section 636(a) of the Municipal Act R.S.O. 1970, Chap. 284, the applications of persons and firms listed in the attached Schedule "A" in the amount of $19,876.60 for cancellation, reduction, or refund of taxes be approved.

GC/jt
ttach.

September 29, 1980

Schedule 'D' Report No. 84

(Page 2)

ROLL NUMBER	NAME OF APPLICANT	ADDRESS APPEALED	REASON	# MO.	B R C	GENERAL	GARBAGE	PUBLIC SCHOOL	SECONDY. SCHOOL	SEPARATE SCHOOL	D.T. LEVY	PENALTY	CANCELLATIONS		REFUNDS	
													PUBLIC	SEPARATE	PUBLIC	SEPARATE
010 030 03800 0000 000D	Brian O'Dette	157 King St.	Fire	12	R	814.47	85.71	441.46	330.03						1671.67	
010 060 08000 0000 000K	Queen's Univeristy	160 Stuart St.	Exempt	8	R	489.97	51.54		198.55	233.76						973.82
010 060 14400 0000 000K	Queen's University	152 Albert St.	Exempt	8	R	452.90	47.64	245.50	183.53						929.57	
010 050 03000 0024 001M	Theo Bartel	Union St.	Ceased Business	6	B	90.48		49.04	36.66						176.18	
010 080 01000 0020 001A	Neil Anderson	115 Alfred St.	Ceased Business	12	B	68.06		36.89	27.58			6.64	139.17			
010 130 01200 0020 001K	Don Cox	58 Brock St.	Moved Business	6½	B	62.30			25.19	29.71	15.48					132.68
010 140 02600 0140 001C	Virginia Sakell	2 Montreal St.	Ceased Business	6	B	65.95		35.75	26.72		29.65	5.37	163.44			
020 030 00900 0000 000B	Theo Psihogios	842 Princess St.	Demolition	½	C	15.92	1.44	8.61	6.44						32.41	
020 060 11800 0050 001G	Mills Office Ltd.	558 Princess St.	Moved Business	11	B	545.55		295.70	221.08			53.12	1115.45			
020 130 07900 0020 001A	Nellie Andre	326 Princess St.	Ceased Business	12	B	123.47			50.03	58.90	27.77	13.00		273.17		
020 140 01300 0010 001L	Agas Senis	Princess at Barrie	Ceased Business	6	B	285.95		155.01	115.88		154.07	66.01	776.92			
030 030 10500 0030 001F	Encyl. Britannica	503 Princess St.	Assessed Twice	12	B	52.76		28.61	21.38			1.28	104.03			
030 040 00700 0040 001D	Robert Martin	181 Division St.	Ceased Business	12	B	74.92		40.61	30.36		16.87	8.12	170.88			
030 070 11400 0000 000E	John Berry	112 Montreal St.	Reduced Space	12	R	85.66	9.01	46.43	34.71			38.60	214.41			
030 080 06000 0010 001H	Nicole Bonneau	293 Princess St.	Ceased Business	12	B	115.02			46.61	54.87	25.89	12.12		254.51		
030 080 08100 0020 001D	Lou Williams	213 Princess St.	Sold Business	6	B	80.98		43.90	32.81		36.36				194.05	
030 080 08600 0020 001E	Jeffrey Mason	231 Princess St.	Ceased Business	8	B	175.49			71.11	83.72	59.17	27.72		417.21		
030 080 09900 0180 001A	G.H. McIntyre	310 Bagot St.	Moved Business	7	B	29.85		16.17	12.09		24.36				82.47	
× 030 080 11500 0010 001K	McNeil's Fabrics	35&39 Montreal St.	Ceased Business	12	B	395.20		214.21	160.14		88.75				858.30	
030 080 11500 0080 001D	Madison Furniture	35 Montreal St.	Reduced Space	12	B	24.27		13.15	9.83			11.92	59.17			
030 080 11500 0000 000D	Madison Furniture	35 Montreal St.	Reduced Space	12	C	81.78	7.31	44.33	33.14						166.56	
030 080 11800 0040 001D	A. Preston	51 Montreal St.	Reduced Space	7½	B	79.77		43.24	32.27		23.69	6.63	190.60			
030 090 03200 0011 001A	W. Blair	207 Wellington St.	Ceased Business	12	B	65.43		35.46	26.52		14.77				142.18	
030 090 06601 0010 001B	S & R Dept. Store	41 Princess St.	Ceased Business	6	B	192.31		104.24	77.93		51.78	14.52	440.78			
030 100 05100 0010 001F	Ed Hegarty	222 Wellington	Ceased Business	12	B	28.49		15.44	11.54			9.45	64.92			
030 110 07700 0010 001D	Larry Weaver	300 Wellington	Ceased Business	12	B	14.24		7.72	5.77			6.00	33.73			
040 030 08100 0030 001G	Janette Lafave	235 Montreal St.	Ceased Business	12	B	262.24		142.14	106.26			25.94	536.58			
040 100 05300 0020 001H	Continental Collision	613 Division St.	Ceased Business	11	B	29.01		15.72	11.75						56.48	
040 100 07400 0010 001G	John Slack	121 Fraser St.	Ceased Business	12	B	83.89		45.47	33.99			77.90	241.25			
040 100 07400 0020 001M	James Slack	121 Fraser St.	Ceased Business	12	B	18.46		10.01	7.48			1.80	37.75			
040 100 09000 0010 001K	Aluminum Manufacturing	40 Duff St.	Ceased Business	12	B	286.51		155.29	116.10			112.17	670.07			
040 110 02400 0000 000D	Gus Marker Ltd.	725 Division St.	Reduced Space	12	C	1231.53	110.16	667.52	499.04						2508.25	
040 110 02400 0010 001E	Gus Marker Ltd.	725 Division St.	Demolition	12	B	258.02		139.85	104.55						502.42	
040 110 09500 0010 001D	Steamatic Ltd.	80 Hickson Ave.	Ceased Business	6	B	53.81		29.17	21.80			10.48	115.26			
040 110 09500 0020 001H	6-H Products Ltd.	80 Hickson Ave.	Ceased Business	7	B	122.17		66.22	49.51			6.20	244.10			
040 110 09500 0060 001B	6-H Products Ltd.	80 Hickson Ave.	Ceased Business	12	B	149.85		81.22	60.72			14.60	306.39			
040 150 14502 0050 001K	T. Bartel (Greenridge Plaza)	Montreal St.	Ceased Business	7	B	85.24		46.20	34.54			12.71	178.69			
040 150 14502 0051 001C	T. Bartel (Greenridge Plaza)	Montreal St.	Ceased Business	7	B	7.07		3.83	2.86			.17	13.93			
050 020 07100 0020 001C	Vibeke Busk	561 Princess St.	Ceased Business	7	B	71.09		38.53	28.81			6.92	145.35			
050 040 09500 0010 001F	Ken Mark	663 Princess St.	Ceased Business	5½	B	555.17		300.89	224.89			117.96	1198.91			
050 050 04100 0010 001A	McKeown-Tarnowecky	815 Princess St.	Ceased Business	11	B	410.13			166.20	195.66		29.34		801.33		
050 050 07400 0030 001E	Leonard Lifshitz	845 Princess St.	Ceased Business	12	B	198.39		107.53	80.39			21.40	407.71			
050 050 07400 0120 001D	Brock Business Equipment	853 Princess St.	Ceased Business	12	B	87.58		47.47	35.49			1.14	171.68			

Schedule 'D' Report No. 84
(Page 3)

ROLL NUMBER	NAME OF APPLICANT	ADDRESS APPEALED	REASON	# MO.	B R C	GENERAL	GARBAGE	PUBLIC SCHOOL	SECOND. SCHOOL	SEPARATE SCHOOL	D.T. LEVY	PENALTY	CANCELLATIONS PUBLIC	CANCELLATIONS SEPARATE	REFUNDS PUBLIC	REFUNDS SEPARATE
050 060 02000 0010 001C	Tallen Auto Body	301 Concession St.	Fire	8	B	66.82		36.21	27.07			9.76	139.86			
050 130 06200 0030 001F	Allan Sauve	65 Seventh Ave.	Ceased Business	9	B	25.32		13.72	10.26			3.28	52.58			
060 103 02100 0090 001E	Krazy Kelly TV	277 Bath Road	Ceased Business	12	B	389.40		211.06	157.79			37.92	796.17			
060 103 02100 0100 001E	Krazy Kelly TV	277 Bath Poad	Ceased Business	12	B	57.51		31.17	23.30			5.60	117.58			
070 050 11500 0000 000A	Margaret Hendry	294 Union St.	Ceased Business	12	C-R	4.19		2.27	1.70						8.16	
070 110 10600 0000 000H	Oliver Prevost	Johnson St.	Over Assessed	12	R	27.80	2.92	15.07	11.26						57.05	
040 110 09400 0030 001C	R. Martin Electric	70 Hickson	Incorrect tenancy code on previous 636	12	B	136.22		62.87	54.18			3.47	256.74			
030 100 01901 0000 000B	City of Kingston	19 Queen St.	Exempt	11	C	234.14		71.89	61.99			63.51	431.53			
030 100 01901 0000 000B	City of Kingston	19 Queen St.	Exempt	12	C	65.13		20.08	17.29				102.50			
						9427.88	315.73	4282.87	3777.12	656.62	573.61	842.77	9638.13	1746.22	7385.75	1106.50

Schedule 'E' to Report No. 84
(Page 1)

CORPORATION OF THE
CITY OF KINGSTON
CE OF THE Chief Administrative Officer

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

Our Ref. No. 9-4

September 22, 1980

MEMORANDUM

TO: MAYOR KEYES AND MEMBERS OF COUNCIL

FROM: MR. R.J. HAMILTON, C.A.O.

RE: INDUSTRIAL PARK DEVELOPMENT

We have reviewed our Industrial Park plans with Mr. Linseman to ascertain the future road needs for this entire project and studied the details of Scheme No. 1 dated July 8, 1980 as prepared by Mr. Graham.

(A) The dates of lots for sale as per our present development plans are summarized below and are directly related to the timing for all services.

1980 Serviced lots will be - No's 1, 12B and C.K.W.S.

1981 Serviced lots will be - No's 2, 3, 7 and 11A

1982 Serviced lots will be - No's 8, 9, 10, 11B, 12A and 13A

1983 Serviced lots will be - No's 4, 5 and 6

In addition to the above lots, 13B and 14 can be done as early as 1980 if laterals are financed from revenue.

City Council will recall that Mr. Graham prepared a second revision showing larger lot sizes if market conditions dictate. The type of sales will dictate the kind of future services to be provided.

(B) In our discussions with Mr. Linseman, he indicated that the present road allowance on Counter Street is 100' in width which is more than adequate for the present and future design of the Counter Street roadway.

The internal road design is quite flexible as presented by Mr. Graham and can be changed to suit the size of lot sales.

...2/

Schedule 'E' to Report No 84
(Page 2)

(B) (cont'd)

Mr. Linseman has started to design the entry and exit points to cover lot sales fronting on Counter Street. If one assumes an entry for two adjoining lots the entry exit points would be 2 to 4 for the total frontage. Again this would depend on the size of the individual lots being sold.

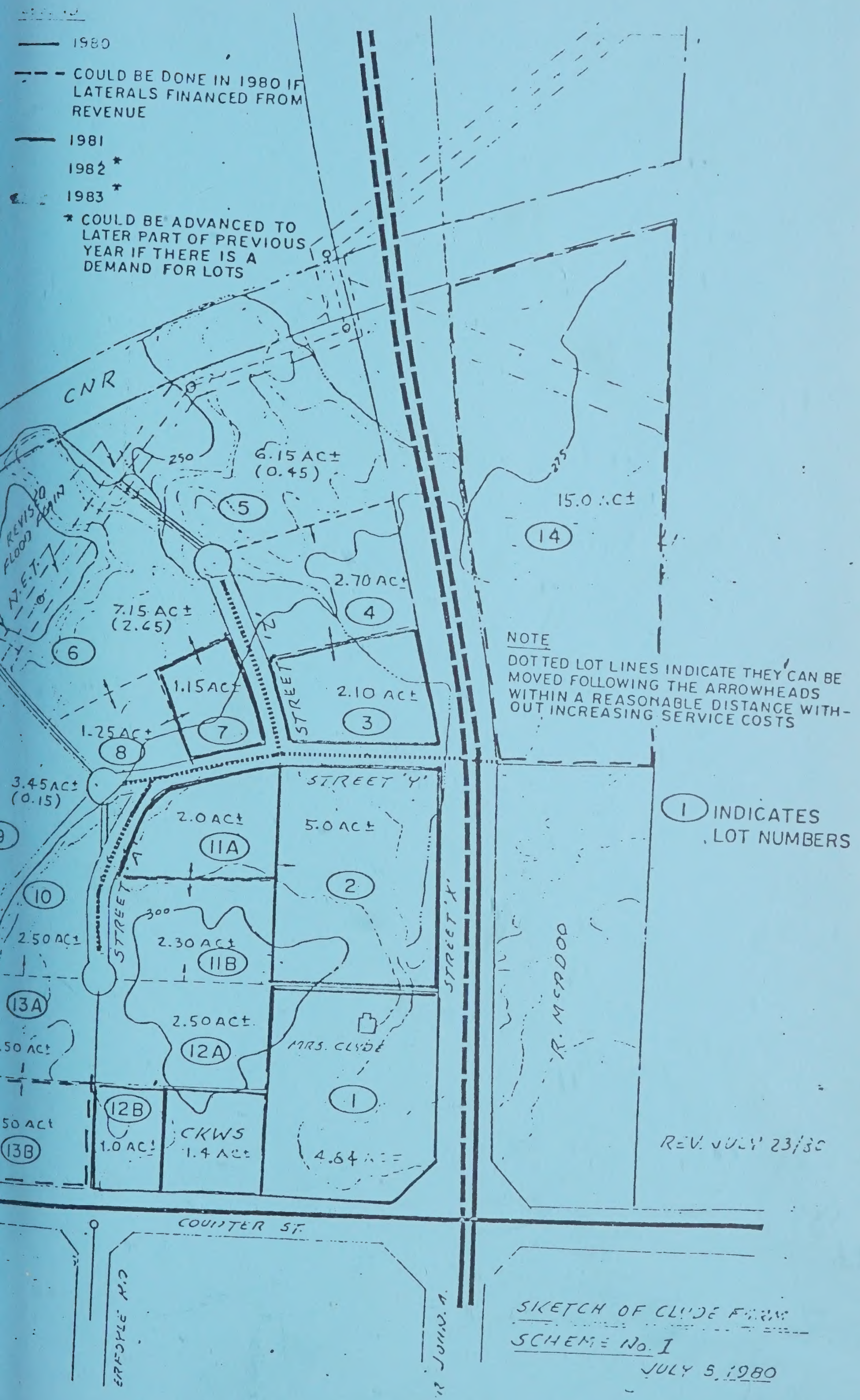
Mr. Linseman has submitted a map showing the road design of this area.

In conclusion, we would recommend that City Council adopt the layout for the Industrial Park per Messrs. Graham and Linseman at this time.

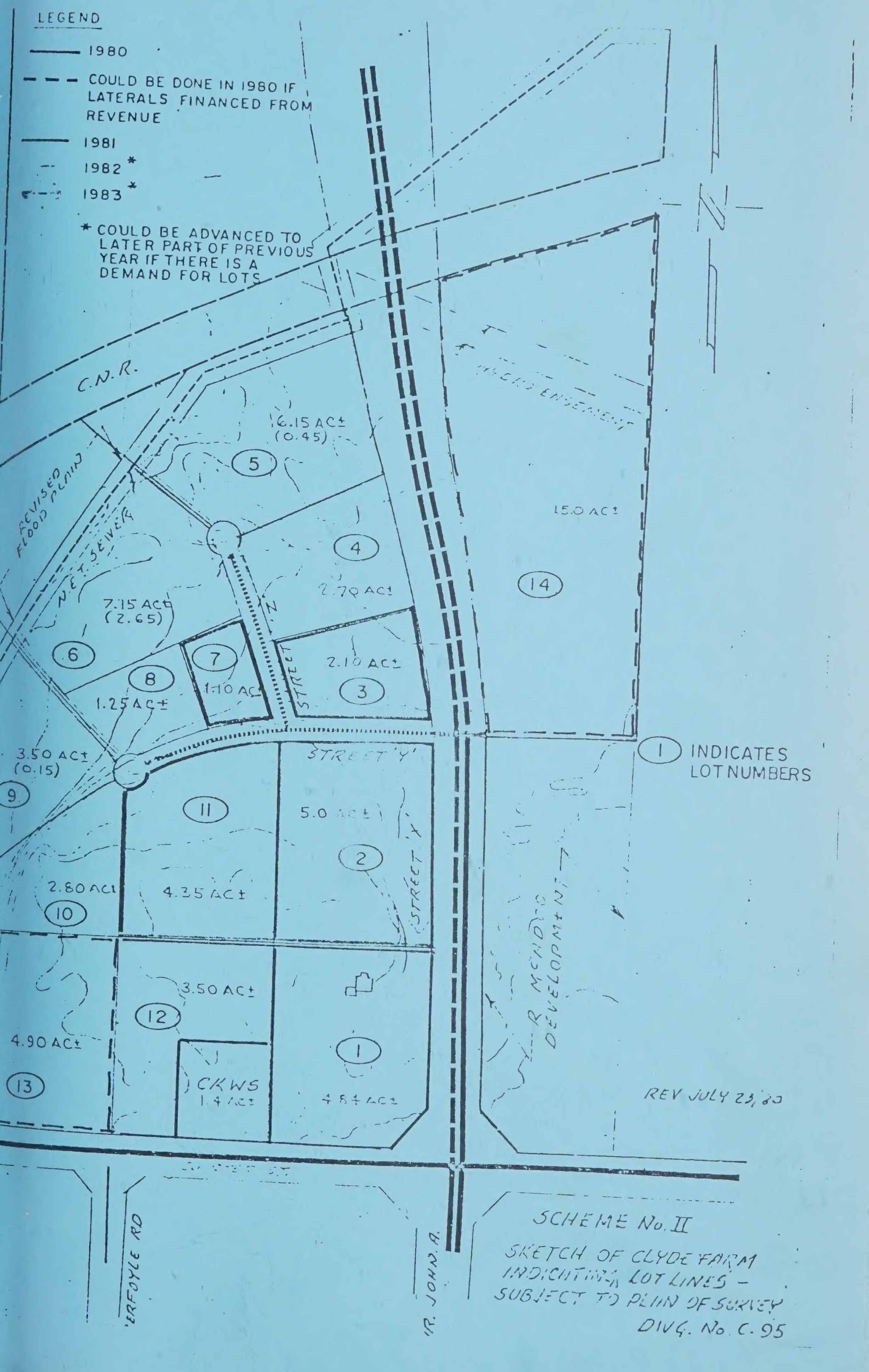
R.J. Hamilton,
C.A.O.

RJH/sd

Schedule 'E' to Report No. 84
(Page 3)


1980
COULD BE DONE IN 1980 IF LATERALS FINANCED FROM REVENUE
1981
1982 *
1983 *
* COULD BE ADVANCED TO LATER PART OF PREVIOUS YEAR IF THERE IS A DEMAND FOR LOTS
CNR
REVISED FLOOD PLAIN
N.E.T.
250
6.15 AC± (0.45)
5
15.0 AC±
14
275
2.70 AC±
4
7.15 AC± (2.65)
6
1.15 AC±
7
STREET 'Z'
2.10 AC±
3
1.25 AC±
8
3.45 AC± (0.15)
9
STREET 'Y'
2.0 AC±
11A
5.0 AC±
2
10
300
2.50 AC±
2.30 AC±
11B
STREET 'X'
STREET 'A'
13A
2.50 AC±
12A
.50 AC±
MRS. CLYDE
1
R. McADOO
12B
1.0 AC±
CKWS 1.4 AC±
4.64 AC±
.50 AC±
13B
COUNTER ST.
ERFOYLE RD
JOHN A.
NOTE
DOTTED LOT LINES INDICATE THEY CAN BE MOVED FOLLOWING THE ARROWHEADS WITHIN A REASONABLE DISTANCE WITHOUT INCREASING SERVICE COSTS
1 INDICATES LOT NUMBERS
REV. JULY 23/80
SKETCH OF CLYDE FARM
SCHEME No. 1
JULY 5, 1980

Schedule 'E' to Report No. 84
(Page 4)


LEGEND
1980
COULD BE DONE IN 1980 IF LATERALS FINANCED FROM REVENUE
1981
1982 *
1983 *
* COULD BE ADVANCED TO LATER PART OF PREVIOUS YEAR IF THERE IS A DEMAND FOR LOTS
C.N.R.
REVISED FLOOD PLAIN
N.E.T. SEWER
6.15 AC±
(0.45)
5
4
2.70 AC±
7.15 AC±
(2.65)
6
7
1.10 AC
8
1.25 AC±
STREET 'N'
2.10 AC±
3
3.50 AC±
(0.15)
9
STREET 'Y'
11
5.0 AC±
2
STREET 'Y'
2.80 AC±
10
4.35 AC±
3.50 AC±
12
4.90 AC±
13
CKWS
1.4 AC±
1
4.84 AC±
15.0 AC±
14
HYDRO EASEMENT
R. MCNAB'S DEVELOPMENT
1 INDICATES LOT NUMBERS
REV JULY 23, '80
ERFOYLE RD
R. JOHN A.

SCHEME No. II

SKETCH OF CLYDE FARM
INDICATING LOT LINES -
SUBJECT TO PLAN OF SURVEY
DWG. No. C-95

Schedule "F" to Report No. 84
(Page 1)

MEMORANDUM

TO: Mr. R.J. Hamilton, Chief Administrative Officer

FROM: Mr. M.C. Healy, City Clerk

ATE: September 23, 1980

UBJECT: PRINT SHOP - PURCHASE OF NEW PRESS

RIGIN: Notification by Mills Office Suppliers Limited that they have one new "Long-Run" Printing Press available to sell to the City at "cost".

NALYSIS: The City's present "long run" printing press, an A.B. Dick Model 360 with chain delivery is over 10 years old and requires constant service calls to keep it in operation.

All "long run" items such as letterhead, Grand Theatre Hand Outs, Pump House Brochures, Parks and Recreation Brochures and Hand Outs, Consolidated Official Plan, Fire Chief's Report, Guide to the City Archieval Material, Invoices, Election Forms, Special Forms on N.C.R. Paper, etc. are printed on this press. Each year the amount of form work and other long run items has been increasing to such an extent that the existing press almost needs a service technician in constant attendance when in use.

Mills Office Suppliers Limited have in stock an "A.B. Dick Model 360-CD Offset Duplicator Show Special" having chain delivery and complete with the following attachments:

1-3507	Lightweight paper feed attachment
1-3662	Universal Clamp Kit
1-3664	Etch Attachment
1-3575	Dual Micromatic Lateral Paper Adjustment Kit
1-3582	Universal Work Light
1-3713	Alternate Sheet Feed Attachment
1-6003	Sucker Tube Kit
1-3866	Spray Attachment
1-3606-A	Upper Roller Kit
1-3606-B	Auxiliary Roller Kit
1-3576	Paper Guide Wetting Roller Kit
1-3536	Auxiliary Feed Lever

The press was obtained new from the A.B. Dick Company early this year under a special discount and because of tightened financial conditions, no one has wanted to purchase it at regular price. Mr. Mills wishes to recover his investment in it now and is giving the City the first opportunity to obtain it.

The list price of this press is $16,485.00 less sales tax. The company offers this press to the City of Kingston for the sum of $11,500. less $348.13 Federal Sales Tax for a total of $11,151.87.

Schedule "F" to Report No. 84
(Page 2)

ALTERNATIVES: The alternatives are:

1) not to purchase the press;
2) to call tenders for the supply of this press from all possible sources; or
3) to accept the offer.

In the past, when tenders were called for this type of equipment the tenders of Mills Office Suppliers have been consistantly lower than other suppliers.

FINANCIAL CONSIDERATION:

Because new parts and increased maintenance service on the City's "Automatic Short Run Printing Press and Collator System" has made it possible to utilize this system for a longer period than expected at budget time, and since a proposal call for the rental of a new "Automatic Printing and Collating System" is not expected to be made until later this year, the sum of $10,000. less an estimated $1,550. for one month's rental of a new system in December (i.e., $8,450.) is available in appropriation 30047 FINANCE - NEW EQUIPMENT.

If the purchase was authorized the following Budget appropriation amendment would be recommended:

	Increase	Decrease
Finance		
New Equipment	$2,702.	-
Contingencies	-	$2,702.

ECOMMENDATION:

(A) That the offer of Mills Office Suppliers Limited to sell to the City, one A.B. Dick Model 360-CD Offset Duplicator Shaw Special complete with attachments listed above for the net price of $11,151.87, Federal Sales Tax exempt, be accepted, on the understanding there would be a standard 90 day guarantee on parts and labour;

- and -

(B) The following budget appropriation amendment be approved in order to provide the total of $11,152. for this purchase:

	Increase	Decrease
Finance		
New Equipment	$2,702.	-
Contingencies	-	$2,702.

Respectfully submitted,

M. C. Healy

M.C. Healy,
City Clerk

Schedule 'G' to Report No.84
(Page 1)

R E P O R T

TO: R. J. Hamilton,
Chief Administrative Officer

FROM: K. G. Linseman, Administrator
Traffic, Streets and Parking

DATE: September 24, 1980

SUBJECT: BANNER - Princess Street

ORIGIN: Request from the Performing Arts Office, of Queen's University, to erect a banner across Princess Street between Montreal and Sydenham Streets for the period October 4, to October 19, 1980.

ANALYSIS: The purpose of the banner is to advertise the Premiere Performance of the Spindrift Dance Theatre to be held at the Grand Theatre on Sunday, October 19, 1980.

RECOMMENDATION: That, notwithstanding the provisions of By-Law No. 10, 'A By-Law Respecting Streets', permission be granted to Queen's Performing Arts to erect a banner across Princess Street between Montreal and Sydenham Streets for the period commencing October 4, 1980 to October 19, 1980, to advertise the Premiere Performance of the Spindrift Dance Theatre at the Grand Theatre on Sunday, October 19, 1980.

K. G. Linseman

K. G. Linseman, M.Sc., P. Eng.
Administrator

/c

Schedule 'H' to Report No. 84
(Page 1)

REPORT

TO: R. J. Hamilton,
Chief Administrative Officer

FROM: K. G. Linseman, Administrator
Traffic, Streets and Parking

DATE: September 25, 1980

SUBJECT: Tender of Contract 80-9W, Road Reconstruction, Widening and Watermain in Princess Street

---

ORIGIN: Five bona fide tenders were received as follows:

Bennett Paving & Materials Limited		$344,901.85
Donald A. Foley Construction Ltd.		$363,442.00
Gordon Barr Ltd.	*(corrected)*	$385,209.60
Korsan Contractors Ltd.		$400,608.10
H. J. McFarland Construction Co. Ltd.		$404,800.17

NALYSIS: The lowest tender from Bennett Paving & Materials Limited is below cost estimate, and Bennett Paving performance in the past has been satisfactory.

XISTING OLICY: The lowest tender is accepted unless there is reason for doing otherwise. The Public Works Department, who prepared the tenders, concurs with the recommendation of the lowest tender.

INANCIAL ONSIDERATIONS: The lowest tender at $344,901.85 is well within the estimates for the scope of work under this contract.

ECOMMENDATION: That the tender of Bennett Paving & Materials Limited, in the amount of $344,901.85 for Contract 80-9W, road reconstruction, widening and watermain in Princess Street, be accepted; being the lowest tender received, subject to the concurrence of the Ministry of Transportation and Communications and subject to the approval of the Public Utilities Commission for the watermain section in the tender.

K. G. Linseman

K. G. Linseman, M.Sc., P. Eng.
Administrator

/c

Schedule "I" to Report No. 84
(Page 1)

CORPORATION OF THE
CITY OF KINGSTON
ICE OF THE Chief Administrative Officer

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

Our Ref. No. 12-2.70-6

September 25, 1980

M E M O R A N D U M

TO: MAYOR AND MEMBERS OF COUNCIL

FROM: MR. R.J. HAMILTON, C.A.O.

RE: THOMAS LEMMON & SONS (1973) LTD.
- LEGAL FEES

We are forwarding herewith a copy of the legal accounts from Mr. Jackson concerning legal fees incurred by Thomas Lemmon & Sons Ltd. regarding the NIP project.

Council members will recall that they had requested this information before deciding on how best to deal with this matter. I would specifically draw your attention to the last paragraph in Mr. Jackson's report, which indicates that he is recommending that Council set a policy so that in future any persons who feel the need to approach Council to pay their legal fees, would do so in advance of the incurring of those fees. In this manner, Council would have the opportunity to consider each and every request on its merits and in turn, reject or approve of them.

If this is approved by Council, I would suggest that this be paid through the excess funding of NIP at this time, namely from rent and sale of property.

R.J. Hamilton,
C.A.O.

RJH/sd
Encl.

Office of the
City Solicitor
Our Ref. No. 80-170

SEP 25 1980

MEMORANDUM

TO: Mr. R.J. Hamilton,
Chief Administrative Officer

FROM: Mr. Norman C. Jackson,
City Solicitor

DATE: September 24, 1980

RE: Thomas Lemmon & Sons (1973) Ltd.
Legal Fees

You will recall that I was previously asked to comment on whether the City had a legal obligation to pay the legal fees of Thomas Lemmon & Sons. I indicated that there was no such legal obligation, but that Council could consider the matter based on the extensive negotiations that had taken place. City Council then decided at its meeting of August 28, 1980, to enter into negotiations with Thomas Lemmon & Sons in order to reach a settlement of their legal accounts.

I have obtained copies of the legal accounts from their solicitors, Messrs. Swan, Carty, Belch & Ryan. The accounts consist of an interim account rendered on December 19, 1979 and a second account dated September 17, 1980. The first account is in the amount of $1,204.25 and the second one is in the amount of $1,314.00, so that the total of both accounts is $2,518.25. Both accounts are itemized with respect to the dates that services were rendered, the services on the most part being meetings with the solicitor's client and meetings with City representatives. There are also references to review of correspondence and preparation of documents. There would appear from the accounts to have been approximately 30 meetings which the solicitor was involved in, either with his client or the City. There were approximately 14 meetings with City representatives, including Mr. Ball, Mr. Muirhead and yourself.

It would appear that extensive negotiations did, in fact, take place. The Neighbourhood Improvement Plan as passed by City Council and approved by the Ministry of Housing, which was the reason for the initiation of these discussions, in fact designated 79 North Street for acquisition by the City for park purposes. The administrative guide of the Neighbourhood Improvement scheme provides that owners are to be compensated in the manner as set out in The Expropriations Act. Mr. Ball has confirmed to me that

.../2

this was confirmed to the owners of 79 North Street at the beginning and it was indicated to them that it would be up to City Council whether this property might be expropriated. With the possibility of expropriation, it would seem reasonable for one to consult his solicitor. Mr. Ball has also indicated that other sites were suggested to the owners for relocation purposes, and their solicitor would necessarily be involved with offers for acquisition of other properties.

On the face of this matter, an account for $2,518.25 might seem excessive, but this is not borne out when one considers the extensive negotiations that were carried on with City officials and, in fact, certain Aldermen, as set out in the accounts. The accounts state that discussions were entered into on September 7, 1978 and continued to July 22, 1980, so that the discussion period was almost two years. I have obtained from Mr. Ball, N.I.P. Co-Ordinator, a list of his activities in this matter, which has verified the meetings and discussions set out in the accounts.

I would therefore suggest that the total amount of these accounts, $2,518.25, be referred back to City Council for its consideration. Should City Council decide to pay these accounts, I would recommend that it set a policy so that in the future any persons who feel the need to approach Council to pay their legal fees would do so in advance of the incurring of those fees. In this manner, Council would have the opportunity to consider each and every request on its merits and in turn, reject or approve of them.

Norman C. Jackson,
City Solicitor

CJ/ks
nclosures

172 ONTARIO STREET
KINGSTON, ONTARIO

Thomas Lemmon & Sons (1973) Limited, September 17th, 1980.

79 North Street, Kingston, Ontario.

COUNT WITH **SWAN, CARTY, BELCH & RYAN**
BARRISTERS AND SOLICITORS

Re: City of Kingston

TO OUR SERVICES in connection with this matter, from our interim account dated December 19th, 1979, to the present time:

1979		
Dec.	21	receiving letter from Mr. Ball and forwarding copy to Thomas Lemmon & Sons;
1980		
Jan.	5	review of file with Mr. Senior;
Jan.	6	discussions with Muirhead, Ball, Harkness and Senior;
Jan.	10	reviewing report with appraiser;
Jan.	14	preparation of draft letter to City and forwarding copy to clients for approval;
Jan.	15	lengthy letter to City;
Jan.	30	discussions with Mr. Harkness, Mr. Senior, Mr. Muirhead, Hamilton and Ball;
Jan.	31	letter to City;
Feb.	12	further discussions with clients;
Feb.	20	further discussions with Mr. Muirhead, Mr. Hamilton, Mr. Senior and Mr. Harkness;
Feb.	29	further discussions with clients;
Mar.	6	letter to City;
ar.	11	reviewing file to date;
ar.	11	receiving letter from Mr. Hamilton and forwarding copy to clients;

--------2

CARTY, BELCH & RYAN
STERS AND SOLICITORS

Mar.	20	receiving letter from City and forwarding copy to client s;
Mar.	25	further discussions with clients;
Mar.	28	letter to City and attending at City Hall to discuss with Mr. Hamilton;
Apr.	9	receiving letter from City and forwarding copy to clients;
Apr.	10	receiving material from City and reviewing same;
Apr.	15	discussion with Mr. Hamilton;
Apr.	17	discussions with Mr. Hamilton, Mr. Muirhead and Mr. Ball;
Apr.	25	letter to City;
May	5	receiving letter from City and forwarding copy to clients;
May	6	further letter to City;
May	26	drafting letter to City and forwarding to clients for approval;
May	29	letter to City;
June	2	receiving letter from City Solicitor and forwarding copy to clients;
July	8	discussions with clients;
July	10	further discussion with Mr. Senior;
July	11	further discussion with Mr. Senior;
July	14	further discussions;
July	22	meeting with clients;

--------3

to all other correspondence, telephone calls, meetings and discussions.

FEES:		$ 1,300.00
Disbursements:		
Paid for Mercury Delivery	7.25	
Paid for photo copies	6.75	14.00
		$ 1,314.00

This is our Account
SWAN, CARTY, BELCH & RYAN

PER:

Peter G.D.Swan

:fp

Schedule "I" to Report No. 84
(Page 7)

Thomas Lemmon & Sons (1973) Limited, December 19th, 1979.

79 North Street, Kingston,Ontario.

Re: City of Kingston INTERIM ACCOUNT

TO OUR SERVICES in connection with this matter including:-

7 Discussions with you re City permit problems and N.I.P. acquisition - letter to City;

25 discussions with you and Mr. Muirhead;

25 discussions with Mr. Harkness and Mr. Gorham;

8 discussion with Mr. Harkness;

28 discussion with Mr. Gorham;

letter to Mr. Ball N.I.P. Co-ordinator;

25 perusing letter from Mr. Ball;

2 discussion with Mr. Gorham;

3 perusing letter from Mr. Ball;

4 letter to Mr. Ball;

6 discussions with Mr. Senior and Mr. Harkness;

13 preparation for meeting;

2 perusing letter from City;

discussion with Mr. Harkness;

meeting at City Hall;

meeting set with Grant Timmins;

attending meeting with Timmins, Senior & Hakkness;

letter to the City re letters of November 27th and 28th;

------2

Nov.	30	perusing letter from City;	
		preparation of memo;	
Dec.	5	meeting with Senior and Harkness;	
Dec.	10	discussion with Bob Johnston and Bill Harkness.	
		all other telephone calls, preparation and memoranda.	
		FEES:	$1,200.00

Disbursements:

Paid for photo copies	3.00	
Paid for Mercury delivery	1.25	4.25
		$1,204.25
	Aug. 12/80 on Acct.	600.00
		604.25

This is our Account
Swan, Carty, Belch & Ryan

Per:

Peter G.D. Swan

:fp

COMMITTEE OF THE WHOLE

MOTIONS

At City Council Meeting No. 46, held on September 22, 1980, the following was referred to the September 29th meeting:

(1) Moved by Ald. Knapp
Seconded by Ald. Bishop

That the following motion (2) of Ald. Knapp and Ald. Bishop, tabled at the Committee of the Whole Meeting on September 8, 1980, be LIFTED FROM THE TABLE, since as requested by Ald. Knapp, a copy of the "Report to the Frontenac County Board of Education on the Effectiveness of Central, Sydenham and Macdonald School as an Educational Facility", dated April, 1977, has been distributed to the members of Council and to the ad hoc Committee on Declining School Enrolment.

(2) Moved by Ald. Knapp
Seconded by Ald. Bishop

WHEREAS diminished representation on the Frontenac County Board of Education could result in the City's educational requirements not being duly considered; and

WHEREAS the City's representation on the Board of Education is not proportional to the total monies received by the Board of Education;

THEREFORE BE IT RESOLVED that appropriate measures be taken to determine whether the City can withdraw from participation in the Frontenac County Board of Education for the purposes of establishing a City-wide Board of Education with members elected by the City.

(3) Moved by Ald. Timmins
Seconded by Ald. Webb

That the matter of financial assistance to the Thyroid Foundation of Canada be RECONSIDERED.

(4) Moved by Ald. Miller
Seconded by Ald. Lampropoulos

WHEREAS the Thyroid Foundation of Canada was founded this year in Kingston and had its first meeting at City Hall; and

WHEREAS this organization is the only group of its kind in Canada; and

WHEREAS financial assistance from the City of Kingston would be evidence of our support for this organization;

THEREFORE BE IT RESOLVED THAT Council approve a start-up grant of $250.00 to the Thyroid Foundation of Canada.

(B) That Council rise from the Committee of the Whole and the Chairman report.

REPORT OF THE COMMITTEE OF THE WHOLE

(C) That the Report of the Committee of the Whole be adopted, approved and confirmed.

MOTIONS

NOTICES OF MOTION

BYLAWS

(A) That By-Laws 1 to 3 be given their First and Second Readings.

(B) That Rule No. 34 of By-Law No. 1 be suspended for the Purpose of Giving By-Law 2 its Third Reading.

(C) That By-laws 2 to 8 be given Third Reading.

(1) A By-Law to Authorize Improvements to the Public Works Yard under Section 336 of the Municipal Act.

FIRST & SECOND READING
Clause 3, Report No. 84, 1980 PROPOSED NO. 80-220

(2) A By-Law to Amend By-Law No. 10, "A By-Law Respecting Streets" (Temporary Banner Across Princess Street between Montreal and Sydenham Streets from October 4, 1980 to October 19, 1980).

THREE READINGS
Clause 8, Report No. 84, 1980 PROPOSED NO. 80-221

(3) A By-Law to Confirm the Proceedings of Council at its Meeting Held on September 29, 1980.

THREE READINGS
City Council Meeting No. 48, 1980 PROPOSED NO. 80-222

A By-Law to Amend By-Law No. 10, "A By-Law Respecting Streets" (Temporary Banner Across Princess Street between Montreal and Sydenham Streets from October 22, 1980 to November 5, 1980 and Temporary Banner Across University Avenue between Clergy and Earl Streets from October 14, 1980 to October 19, 1980).

THIRD READING
Clauses 10 and 11, Report No. 80, 1980 PROPOSED NO. 80-213

BYLAWS (Cont'd)

(5) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of The City of Kingston, Subject to the Provisions of the Highway Traffic Act" (Clause 13, Report No. 80).

THIRD READING
Clause 13, Report No. 80, 1980 PROPOSED NO. 80-215

(6) A By-Law to Amend By-Law No. 4489, "A By-Law to Regulate, Supervise and Govern the Parking of Vehicles on Parking Lots and to Fix the Rates and Charges for Parking on such Parking Lots" (Upper Level of Robert Bruce Memorial Parking Lot to be Metered).

THIRD READING
Clause 19, Report No. 80, 1980 PROPOSED NO. 80-218

(7) A By-Law to Dedicate Certain One Foot Reserves as Portions of McMahon Avenue and McMichael Street.

THIRD READING
Clause 2, Report No. 80, 1980 PROPOSED NO. 80-210

(8) A By-Law to Temporarily Close Portions of Union Street, University Avenue, Earl Street and Division Street on Saturday, October 18, 1980, Between 12 Noon and 1:30 P.M. for Community Purposes.

THIRD READING
Clause 12, Report No. 80, 1980 PROPOSED NO. 80-214

NFINISHED BUSINESS

JOURNMENT

QUEEN'S UNIVERSITY
DOCUMENTS LIBRARY
JAN 28 1981

CITY COUNCIL MEETING NO. 48

The Regular Meeting of City Council was held on Monday, September 29, 1980 commencing with an In Camera Session from 7:30 p.m. to 8:00 p.m. in the Loyalist Room, City Hall, and continued in the Council Chamber at 8:00 p.m. his Worship Acting Mayor Ald. Gerretsen presided.

(Loyalist Room)

ROLL CALL

Acting Mayor Ald. Gerretsen, Ald. Bishop (arrived at 7:35 p.m.), Ald. Clark, Ald. Clements, Ald. Hawkins, Ald. Knapp, Ald. Lampropoulos, Ald. Matthews (arrived at 7:35 p.m.), Ald. McArthur (arrived at 7:35 p.m.), Ald. Miller, Ald. Tarnowecky, Ald. Timmins, Ald. Webb (13)

ADMINISTRATIVE STAFF PRESENT

Mr. R.J. Hamilton, Chief Administrative Officer;
Mr. N. Jackson, City Solicitor;
Mr. M. Healy, City Clerk.

COMMITTEE OF THE WHOLE IN CAMERA

(A) Moved by Ald. Bishop,
Seconded by Ald. Clark,

That Council resolve itself into the Committee of the Whole In Camera to consider the following item:

(1) Land Acquisition - 10 Auld Street.

CARRIED

(Council Chamber)

ROLL CALL

Acting Mayor Ald. Gerretsen, Ald. Bishop, Ald. Clark, Ald. Clements, Ald. Gorham (arrived at 9:00 p.m.), Ald. Hawkins, Ald. Knapp, Ald. Lampropoulos, Ald. Matthews, Ald. McArthur, Ald. Miller, Ald. Tarnowecky, Ald. Timmins, Ald. Webb (14)

ADMINISTRATIVE STAFF PRESENT

Mr. R.J. Hamilton, Chief Administrative Officer;
Mr. M.C. Healy, City Clerk;
Mr. N. Jackson, City Solicitor;
Mr. D. Fluhrer, Commissioner of Parks & Recreation;
Mr. D. Graham, Commissioner of Works;
Mr. B. Cousens, City Treasurer.

(B) Moved by Ald. Clements,
Seconded by Ald. Clark,

That Council rise from the Committee of the Whole In Camera without rep

CARRIED

MINUTES

Moved by Ald. Lampropoulos,
Seconded by Ald. Matthews,

That the Minutes of City Council Meeting No. 44 held on September 8, 1980 an Minutes of City Council Meeting No. 45 held on September 15, 1980 be confirm

CARRIED

PETITION

(1) Ald. Lampropoulos presented a petition from residents asking the City t provide a crossing guard at the white lines on Sir John A. Macdonald Bl between Calvin Park Library and Loyalist Collegiate.

REFERRED TO THE POLICE COMMISSION

COMMUNICATIONS

Council consented to the addition of Communication Nos. 628 to 636.

Filed

(622) Copy of a letter to the Top Card Restaurant, 35 Rideau Street, Kings from the Liquor Licence Board of Ontario advising that there will be public meeting of the Board on Tuesday, October 14, 1980 at 10:00 a. at the Royal Canadian Legion, 261 Ontario Street, Kingston, to consi the Top Card Restaurant's application for additional dining lounge facilities.

File No. 12-6

Referred to the Grand Theatre Board

(623) From the Ministry of Culture and Recreation forwarding their pamphle entitled "The Arts & Tourism: A Profitable Partnership".

File No. 7-1.1

COMMUNICATIONS (Cont'd)

Referred to the Chief Administrative Officer

(624) From Mr. A. Britton Smith, Solicitor for the Royal Canadian Legion, reqesting the City to sell the old railway right-of-way from Princess Street easterly to the back door of the Royal Canadian Legion, Branch 560, 263 Ontario Street. It is Mr. Smith's understanding that the easterly portion has been sold to the owner of the Executive Building.

The Legion requires access for delivery trucks to the rear door and agrees to pay for a valuation.

File No. 12-2.61

(625) Copy of a letter to Mr. A. Britton Smith from Mayor Keyes, re Communication No. (624).

Mayor Keyes has reminded Mr. Smith that the City went to great lengths to acquire the said right-of-way and is extremely disappointed in not being able to acquire the portion that was picked up by the owners of the Executive Building. It was the hope of the City to retain this as part of the walkway along the waterfront and an extension of the lands acquired between Brock and Princess Streets.

Therefore, Mayor Keyes' personal recommendation to Council is that it not be sold and that the continued use for the time being that has been enjoyed by Branch 560, will continue until such time as the City can realize its objectives of gaining full access through to Queen Street in this vicinity.

File No. 12-2.61

Filed

(626) From the Ontario Municipal Board in the matter of Section 14 of The Municipal Act (R.S.O. 1970, c. 284 and in the matter of an application by The Corporation of the Township of Kingston for annexation to the township of part of Lot 15, Concession 2, in the City of Kingston, in the County of Frontenac, described as Part 9 on a Plan of Survey deposited in the Land Registry Office for the Registry Division of Frontenac (No. 13) on August 14, 1979, as Plan 13R-3784, as described in By-Law 79-76 of the applicant Corporation.

The Board has advised that the said annexation came into effect on September 1, 1980. (20 Ft. wide parcel on East Side of Armstrong Subdivision Road)

File No. 21-4.11

Referred to the City Treasurer

(627) From the Ministry of Housing advising that on March 11, 1980 it was announced that the Government of Ontario intended to release municipalities from their obligation to pay 7½% of operating losses incurred in the operation of all assisted housing programs administered by the Province of Ontario.

The subject matter relates to Federal/Provincial partnership projects which are located in a number of Ontario municipalities, including the City of Kingston.

The City Treasurer will be contacted in the near future to discuss each partnership agreement known as a "No. 2 Rental Agreement" to indicate the nature of the changes required. The Ministry has forwarded copies of the said Agreement.

ile No. 8-3.9

COMMUNICATIONS (Cont'd)

Filed

(628) From Mrs. Irene Mooney concerning public transit and whether responsib for this service should be taken over by the Corporation of the City o Kingston or remain with the Public Utilities Commission.

Mrs. Mooney has requested that this matter be placed on the ballot for 1980 election.

(Note: Copies have been distributed to all members of council)

File No. 2-5

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(629) From the Ministry of Housing on the matter of the Neighbourhood Impro Program - Amendment of Redevelopment Plan.

The cost of replacing the fence at the Robert Meek School will be pro on a fifty percent basis. Therefore, the total estimated cost of $8, be shared equally between the School Board and the Neighbourhood Impr Program, with the respective Governments contributing their individua shares in accordance with the established program formula.

The Ministry has granted approval to By-Law No. 80-157A, "A By-Law to By-Law No. 8438", 'A By-Law to Adopt a Redevelopment Plan for the Cit Kingston - Neighbourhood Improvement Program Redevelopment Area', sub the above stated proration and pursuant to Section 22(7) of The Plann R.S.O. 1970.

File No. 8-3.16

(630) From the Liquor Licence Board of Ontario advising that application ha made to the Board for the issue of a liquor licence to Sadurday's Res 497 Princess Street, Kingston.

The Liquor Licence Board advises that when the application has been s for a public hearing, they will provide the City with a copy of their to the applicant setting out the date, time and place of the hearing.

File No. 12-6

Referred to the Chief Administrative Officer

(631) From the Alma Mater Society, Queen's University, requesting that the to the Noise By-Law be given further consideration even though it has warded to the Ministry of the Environment for final approval.

File No. 18-1.1

COMMUNICATIONS (Cont'd)

Which has been Referred to the Fire Chief

(632) Copy of Proclamation of the Governor General of Canada proclaiming the week of October 5th to October 11th, 1980 as "Fire Prevention Week".

Fire prevention literature, posters and related material necessary to publicize the campaign may be obtained from the Fire Chief, Fire Prevention Canada or from the office of the Ontario Fire Marshall.

File No. 6-3

Referred to the Commissioner of Works

(633) From the Ontario Good Roads Association advising that their 1981 Convention will be held at the Royal York Hotel, Toronto, from Monday, February 23rd to Wednesday, February 25th, 1981 inclusive.

File No. 16-4.1

Filed

(634) Copy of Order of the Ontario Municipal Board approving the proposed plan of Subdivision of Homestead Land Holdings Limited for "Cataraqui Mills Subdivision" comprising part of Lots 17 and 18, Concession 3, Township of Kingston and lying on the west bank of the Little Cataraqui Creek and east of Purdy Mills Road.

File No. 21-4.11

Referred to the Commissioner of Works and to the Planning Board

(635) From the Association of Municipalities of Ontario advising that their Board of Directors adopted and forwarded to the Minister of Public Works, a motion expressing the Association's concern as to the possible discontinuance of the Community Services Contribution Program by the Federal Government. (N.I.P. and Water and Sewer Projects).

The Association has recently learned that this matter is presently under review by the Federal Cabinet Committee on Social Development. Therefore, if the City of Kingston shares the concern of the Association with respect to the possible withdrawal of the federal government from this vital program, then it should notify the Chairman and members of the Committee on Social Development (a list of committee members was forwarded) as well as local members of the House of Commons, as soon as possible.

File No. 1-5 and 6-2

Filed

(636) Message by telephone from Mayor Keyes from Montreal extending his best wishes to everyone.

File No. 3-6

COMMITTEE OF THE WHOLE

(A) Moved by Ald. McArthur,
Seconded by Ald. Miller,

That Council resolve itself into the Committee of the Whole to receive reports and to consider motions.

CARRIED

(B) Moved by Ald. Bishop,
Seconded by Ald. Clark,

That Council rise from the Committee of the Whole and the Chairman rep

CARRIED

REPORT OF THE COMMITTEE OF THE WHOLE

The Chairman reported that the following reports and motions were considere the Committee of the Whole as follows:

REPORTS

Report No. 82 - Committee of the Whole

Ald. Hawkins presented Report No. 82 of the Committee of the Whole.

Moved by Ald. Hawkins,
Seconded by Ald. Tarnowecky,

That Report No. 82 of the Committee of the Whole be received and considered

REPORT NO. 82

September 22, 1980.

The Committee of the Whole reports and recommends as follows from its "In Camera" Meeting of September 22, 1980:

1. That, as recommended by the Commissioner of Parks and Recreation, the City enter into negotiations with the appropriate Provincial Ministry, in an attempt to acquire, by lease or purchase, waterfront land adjacent to Lake Ontario Park, from the Kingston Psychiatric Hospital property, being the area shown hatched on the attached sketch; it being understood that the acreage required should be determined by negotiation, but that a high priority be placed on acquiring land that is treed and at the water's edge;

   - and further -

   That this resolution be forwarded to The Honourable Keith C. Norton, Minister of Community and Social Services and Member of the Legislative Assembly for Kingston and The Islands.

   (Note: Copy of a sketch outlining the area to be negotiated for lease or purchase is attached as Schedule "A" - 1 page)

CARRIED

REPORTS (Cont'd)

Report No. 82 - Committee of the Whole

2. That, as recommended by the Commissioner of Parks and Recreation, the City owned lots on the former Kingscourt Public School site, being Parts 2 to 21, inclusive, as shown on Reference Plan 13R-4155, are hereby authorized to be sold to the general public on a first come first served basis on a date to be established by the Commissioner of Parks and Recreation, for the price of $16,000.00 per lot subject to the conditions as set out in attached Schedule "B" - 2 pages.

(note: Copy of the Report of the Commissioner of Parks and Recreation is attached as Schedule "B" - 2 pages)

CARRIED
See following motion of amendment which was lost

Moved by Alderman Hawkins,
Seconded by Alderman McArthur

That Clause 2 be amended to delete "$16,000." and substitute therefor"$14,000". and to add " and by utilizing $40,000. from the Municipal Incentive Grant Fund to make up the difference ."

LOST 3:10
See Recorded Vote

Ald. Hawkins requested a recorded vote on the motion of amendment which was as follows:

YEAS: Ald. Hawkins, Ald. Matthews, Ald. McArthur (3)

NAYS: Acting Mayor Ald. Gerretsen, Ald. Bishop, Ald. Clark, Ald. Clements, Ald. Knapp, Ald. Lampropoulos, Ald. Miller, Ald. Tarnowecky, Ald. Timmins, Ald. Webb (10)

CARRIED

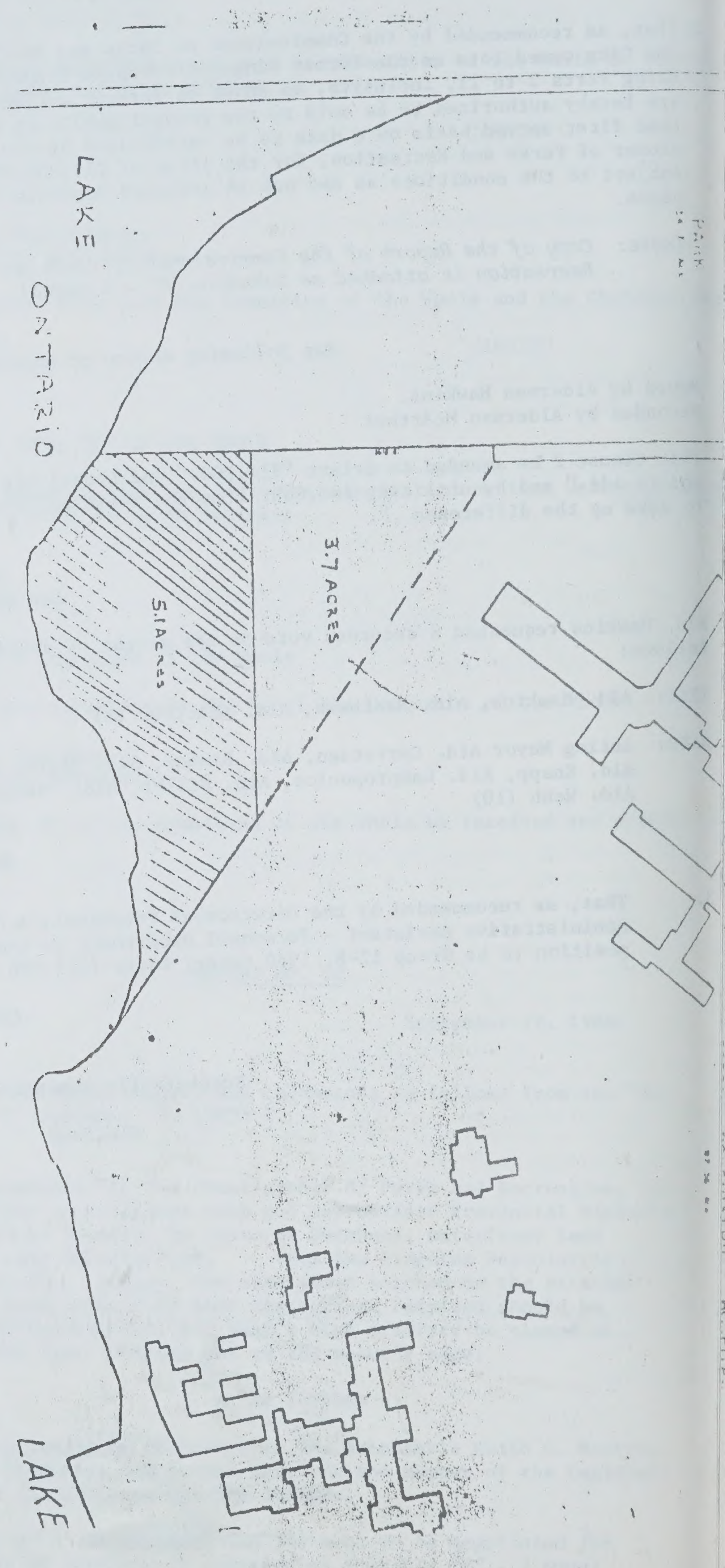
3. That, as recommended by the Director of Personnel, a new position of Administrative Assistant - Personnel Department be created, said position to be Group 12-8, 1980 Salary Range ($17,290. - $40,748.):

CARRIED

Respectfully submitted,

Chairman

Schedule "A" - Report No. 82
(Page 1)


LAKE ONTARIO
5.1 ACRES
3.7 ACRES
LAKE
PARK

Schedule "B" to Report No. 82
(Page 1)

MEMORANDUM

TO: R. J. Hamilton,
Chief Administrative Officer

FROM: Douglas R. Fluhrer,
Commissioner, Parks & Recreation Department

DATE: September 25, 1980

SUBJECT: PROPOSED PRICE AND CONDITIONS OF SALE FOR THE 20 SINGLE-FAMILY BUILDING LOTS BEING DEVELOPED AND SERVICED ON THE FORMER KINGSCOURT SCHOOL PROPERTY

ANALYSIS:

BUDGET SITUATION AS OF THIS DATE:

COST		OFF-SETTING REVENUE	
Land Purchase	$225,000.	Land Sale Champlain Park -	$ 48,000.
Survey	6,000.		
Demolition	12,000.		
Park Development	20,000.	Sale of Lots:	
Fencing	12,000.	20 X $16,000. =	320,000.
Street Tree Planting	2,000.		
Servicing Lots (sewer, water, etc.)	80,000.		
Sale Costs (advertising, etc.)	2,000.	Tree Bank	2,000.
	$359,000.		$370,000.

THEREFORE: Revenue: $370,000.
Less Costs: $359,000.
$ 11,000.

ECOMMENDATIONS: The market suggests $16,000. per lot is about all we could expect to get.

PROPOSED CONDITIONS OF SALE:

1) It is recommended the lots be put on sale as per the registered survey and as soon as possible.

2) The sales be handled by the City and not put in the hands of an agent. This will keep the costs as per above.

3) The lots be first offered for sale on the basis of one per customer, first come, first served, and if this does not result in the sale of all of the lots, then the remainder could be put up as a block of sale, which would probably appeal to certain building contractors.

4) It is recommended that a $2,000. deposit be required upon the purchase date, and the balance within 6 calendar months.

5) It is recommended that building must commence within 2 years of the final payment, and failure to start building before 2 years, will give the City the option of purchasing back the lot at the original price, and with no accrued interest added.

Schedule "B" to Report No. 82
(Page 2)

RECOMMENDATIONS:
(continued)

6) It would be understood clearly that commencement of building does not mean digging the hole, but means a start throug to a finished home, within a reasonable ti

7) Between the date of purchase and the start of building, the purchaser agrees to keep the lot clean and tidy and free of debris, weeds, and long grass.

8) The City will provide each lot with a good hardwood tree at an appropriate time, and agrees to be responsible for the fenci of the rear of all lots facing the park, a where the side of the lot faces the park c walkways, the City will fence this side of the lot with 42 inch or 48 inch chain link fencing with top rail.

9) The City will issue the deed and has the survey, but it will be the purchaser' responsibility to search the title.

10) The purchaser will comply with the G Plan supplied by the City with the deed, all subsequent owners will be obligated t condition.

CONCLUSION:

I would be remiss if I did not thank you, Mr. Graham, Mr. Muirhead, Mr. Cousens, Mr Jackson, and all the staff people who ass me in getting this difficult, but very in ing, project to this point. I also thank Mayor, Council, and Planning Board, who h supported this proposal, so as to ensure the citizens of that area and the City wi adequate "Park - Open Space".

Douglas R. Fluhrer,
Commissioner, Parks & Recreation Department

DRF/dg

REPORTS (Cont'd)

Report No. 83 - Remuneration Review Committee

Ald. Miller presented Report No. 83 of the Remuneration Review Committee

Moved by Ald. Miller,
Seconded by Ald. Clements,

That Report No. 83 of the Remuneration Review Committee be received and considered.

REPORT NO. 83

September 22, 1980.

To the Mayor and Members of Council:

The Remuneration Review Committee reports and recommends as follows:

1. That a review of remuneration of elected officials be undertaken every two years, beginning not less than six months prior to the municipal election.

CARRIED

2. That the Mayor and Members of Council establish a selection process for members of the review committee.

CARRIED

3. That no penalties should be exacted for meetings missed by members of Council. Remuneration should continue to be an annual amount, rather than an amount for each meeting attended.

CARRIED

4. That there be no change in remuneration for aldermen at this time.

CARRIED

5. That clerical assistance be provided for aldermen.

CARRIED AS AMENDED
See following motion of amendment

Moved by Ald. Webb,
Seconded by Ald. Timmins,

That Clause 5 be amended by deleting the word "established" and substituting therefor the word "provided".

CARRIED

REPORTS (Cont'd)

Report No. 83 - Remuneration Review Committee

6. That there be no increase in the remuneration paid to the Mayor.

CARRIED

7. That an annual car allowance of $1,200. be allocated to the Mayor's office.

CARRIED

See following motion of amendment which was

Moved by Ald. Webb,
Seconded by Ald. Matthews,

That Clause 7 be deleted in its entirety.

LOST 4:9
See following recorded vote

Ald. Webb requested a recorded vote on the amendment to clause 7 which was

YEAS: Acting Mayor Ald. Gerretsen, Ald. Webb, Ald. Matthews, Ald. McArthu

NAYS: Ald. Bishop, Ald. Clark, Ald. Clements, Ald. Hawkins, Ald. Knapp, Ald. Lampropoulos, Ald. Miller, Ald. Tarnowecky, Ald. Timmins (9)

Respectfully submitted,

Judith Mackenzie, Chairman
R. Fray
D. Good
P. Good
J. Price

(*Note:* *Copies of the Committee's full report have been distributed to all members of Council, and have been made available to the public)*

REPORTS (Cont'd)

Report No. 84 - Chief Administrative Officer

Council consented to the addition of Clause 11

Moved by Ald. Timmins,
Seconded by Ald. Webb,

That Report No. 84 of the Chief Administrative Officer be received and adopted.

Ald. Gorham arrived at 9:00 p.m.

REPORT NO. 84

September 29, 1980.

To the Mayor and Members of Council:

The Chief Administrative Officer reports and recommends as follows:

Ald. Timmins withdrew at 9:12 p.m.

1. That, as recommended by the City Solicitor, the City quit-claim its interest in property located at Harvey Street and Hickson Avenue, being a strip of land five feet wide by 281 feet long, to Kingsway Plumbing Supply Limited, for the nominal consideration of One Dollar ($1.00).

(Note: Copy of Report of the City Solicitor is attached as Schedule "A" - 4 pages)

CARRIED

2. That, as requested by the Canadian Ski Patrol System, the tag day allocated to them for 1980 be amended from November 21st and 22nd to November 14th and 15th, 1980.

(Note: Copy of Report of Ms. Lynn Haver, Clerk V, is attached as Schedule "B" - 2 pages)

CARRIED

Ald. Clark withdrew at 9:15 p.m. and returned at 9:18 p.m.
Ald. Clements withdrew at 9:17 p.m.

REPORTS (Cont'd)

Report No. 84 - Chief Administrative Officer

3. That, as recommended by the Commissioner of Works, a General Rate Construction By-Law be presented to Council to authorize improvements to the Public Works Yard in the areas of lunch, locker and washrooms, stores, equipment repair and dispensing of fuel, as shown on Drawing C-50-P and the attached sketch, at an estimated cost of $99,000.00, under section 336 of *The Municipal Act*, R.S.O. 1970, as amended, it being noted that sufficient funds are available in the 1980 Capital Budget;

- and further -

That additional funds to a maximum of $24,000 be provided to complete the above work, and that the following budget transfer be approved:

	Increase	Decrease
Public Works Acct. No. 314-80 Contributions from Revenue (Miscellaneous)	$24,000.	-
Finance Contingencies	-	$24,000.

(Note: A copy of the report of the Chief Administrative Officer and a report of the Commissioner of Works are attached as Schedule "C" - 4 pages. A full report was distributed to members of Council on August 26, 1980.)

(See By-Law 1 : No. 80-220

CARRIED

Ald. Tarnowecky declared a conflict of interest in Clause 4 since his firm i
cluded in the list.

4. That, as recommended by the City Treasurer, and pursuant to Section 636(a) of *The Municipal Act*, R.S.O. 1970, Chapter 284, as amended, the applications of persons and firms listed in the attached Schedule 'D' in the amount of $19,876.60 for cancellation, reduction, or refund of taxes be approved.

(Note: Copy of the Report of the City Treasurer is attached as Schedule "D" - 3 pages)

CARRIED

Ald. Tarnowecky abstained from vot

Ald. Lampropoulos withdrew at 9:20 p.m.
Ald. Webb withdrew at 9:20 p.m. and returned at 9:23 p.m.
Ald. Timmins returned at 9:21 p.m.

REPORTS (Cont'd)

Report No. 84 - Chief Administrative Officer

5. That, as recommended by the Administrator of Traffic, Streets and Parking and the Commissioner of Works, the lot layout described on Scheme No. 1 and the road design, for the Industrial Park development north of Counter Street, be adopted.

(Note: Copy of the Report of the Chief Administrative Officer and Scheme Nos. 1 and 2 proposed by the Commissioner of Works, are attached as Schedule "E" - 4 pages. A large map of the proposed road design will be displayed at the meeting.)

TABLED
See following motion to table

Moved by Ald. Bishop,
Seconded by Ald. Hawkins,

That Clause 5 be Tabled until the next meeting of Council when the Administrator of Traffic, Streets and Parking will be present.

CARRIED

6. WHEREAS the present contract for the rental of Pitney Bowes Model 4371 Mailing Machine at the rate of $105.62 per month, including provincial sales tax, expires in May of 1981;

AND WHEREAS this machine is now not sealing mail properly and thus mail has to be checked after each run, and also, because of the variety of envelope thicknesses being processed, there is a need to constantly reset the machine to adapt to the varying thicknesses, the mail operation is slowed down a considerable degree;

AND WHEREAS the manufacture of the Model 4371 has been discontinued and a new mailing machine will be required in May of 1981 (a Model 6100 Heavy Duty Mail Processor with new Positive Moistening and Sealing System and Floating Deck has been recommended to alleviate our problems) at an estimated rental rate at that time of $250.00 per month, including sales tax;

AND WHEREAS the City now has a separate cheque signing machine which is used to sign all City cheques one at a time which is a very time-consuming process;

AND WHEREAS PITNEY BOWES now is offering a special discount, expiring on September 30, 1980, for this Model 6100 Heavy Duty Mail Processor, for which a continuous feed automatic cheque signing attachment is available, at the following rates:

RENTAL RATES PER MONTH

	September 1, 1980	(Estimate) June 1, 1981
Mailing Machine	$186.19	$235.00
Cheque Signing Attachment	29.35	33.00
Provincial Sales Tax	15.09	18.76
	$230.63	$286.76

REPORTS (Cont'd)

Report No. 84 - Chief Administrative Officer

6. (Cont'd)

That, as recommended by the City Clerk as to the Mail Processor, and the City Treasurer as to the Cheque Writer, a Pitney Bowes Model 6100 Heavy Duty (Electronic) Mail Processor with Cheque Writer and Cheque Feed Ramp attachments be authorized to be rented from Pitney Bowes at a rental of $230.63 per month, provincial sales tax included, for a period of 5 years.

CARRIED

7. That, as recommended by the City Clerk:

(A) the offer of Mills Office Supplies Limited to sell to the City one A.B. Dick Model 360-CD Offset Duplicator Show Special complete with attachments for the net price of $11,151.87, Federal Sales Tax exempt, be accepted on the understanding there would be a standard 90 day guarantee on parts and labour;

- and -

(B) the following budget appropriation amendment be approved in order to provide the total of $11,152.00, for this purchase:

	Increase	Decrease
FINANCE		
New Equipment	$2,702.	–
Contingencies	–	$2,702.

(Note: Copy of the Report of the City Clerk is attached as Schedule "F" - 2 pages)

CARRIED

Ald. Miller declared a conflict of interest in Clause 8 since she is an of Queen's University.

8. That, as recommended by the Administrator of Traffic, Streets and Parking, a by-law be presented to Council FOR THREE READINGS to amend By-Law No. 10, 'A By-Law Respecting Streets', to grant permission to Queen's Performing Arts Office to erect a banner across Princess Street between Montreal and Sydenham Streets for the period commencing October 4, 1980 to October 19, 1980 to advertise the Premiere Performance of the Spindrift Dance Theatre at the Grand Theatre on Sunday, October 19, 1980.

(Note: Copy of the Report of the Administrator of Traffic, Streets & Parking is attached as Schedule "G" - 1 page)

(See By-Law 2: No. 80-221)

CARRIED
Ald. Miller abstained from vot

Ald. Lampropoulos returned at 9:35 p.m.

REPORTS (Cont'd)

Report No. 84 - Chief Administrative Officer

9. That, as recommended by the Administrator of Traffic, Streets and Parking, the tender of Bennett Paving & Materials Limited, in the amount of $344,901.85 for Contract 80-9W, road reconstruction, widening and watermain in Princess Street, be accepted, being the lowest tender received, subject to the concurrence of the Ministry of Transportation and Communications and subject to the approval of the Public Utilities Commission for the watermain section in the tender.

(Note: Copy of the Report of the Administrator of Traffic, Streets and Parking is attached as Schedule "H" - 1 page)

CARRIED

Ald. Clements returned at 9:40 p.m.

Council consented to consider Clause 10 in two parts as follows:

(A) WHEREAS on August 28, 1980, Council passed a resolution to enter into negotiations with Thomas Lemmon & Sons Ltd., owner of the property at Bagot and North Streets in order to reach a settlement of their account with regard to the proposed acquisition of their property; and

WHEREAS such negotiations have been conducted and a list of legal expenses incurred by Thomas Lemmon & Sons Limited has been studied by the City Solicitor;

THEREFORE BE IT RESOLVED THAT, as recommended by the City Solicitor and the Chief Administrative Officer, the account of Thomas Lemmon & Sons Limited, in the amount of $2,518.25, being legal expenses incurred in relation to the proposed acquisition of their property at Bagot and North Streets, be approved for payment, without prejudice, the said sum to be charged to surplus funds received from disposal and rentals received from various properties in the Neighbourhood Improvement Area.

CARRIED AS AMENDED
Ald. Tarnowecky opposed
See following motion of amendment

Moved by Ald. Gorham,
Seconded by Ald. Hawkins,

That Clause 19(A) be amended by inserting the words "without prejudice, the said sum to be charged to" after the words "approved for payment" in the third paragraph and by deleting the words "being charged to".

CARRIED

) That a policy be established by Council whereby, if possible, persons who feel the need to approach Council for payment of their legal fees do so in advance of incurring such fees so that each request may be considered on its merits and shall be subject to the approval of Council.

CARRIED AS AMENDED
See following motion of amendment

REPORTS (Cont'd)

Report No. 84 - Chief Administrative Officer

10.(B) (Cont'd)

Moved by Ald. Webb,
Seconded by Ald. Timmins,

That Clause 10.(B) be amended by adding the words "if possible" after the word "whereby".

CARRIED

(Note: Copy of the Reports of the Chief Administrative Officer and the City Solicitor are attached as Schedule "I" - 8 pages)

11. WHEREAS Campeau Corporation first made representa
to the City of Kingston in 1974 with respect to the establi
ment of a regional shopping centre in the north end of the
of Kingston;

AND WHEREAS the Council of the City of Kingston s
ed this request and proceeded to an Ontario Municipal Board
hearing;

AND WHEREAS the Ontario Municipal Board did not a
of the request by Campeau Corporation, but on the City's ap
to the Ontario Cabinet, the Cabinet ordered a second hearin
indicating that a second shopping centre in the City might
viable if it did not have a detrimental effect on the downt
core;

AND WHEREAS on August 1, 1978 the City of Kingsto
received a formal zoning change application to permit a sho
centre on Division Street at Weller Avenue from Campeau
Corporation;

AND WHEREAS after extensive negotiations, the Cit
and Campeau Corporation agreed on a centre of 180,000 squar
feet of gross leaseable area and entered into a development
agreement setting out the time of the construction of the

AND WHEREAS public and written commitments were
received from Campeau Corporation as to the construction of
shopping centre;

AND WHEREAS the development agreements between th
City of Kingston and Campeau Corporation provided that con-
struction is to commence within twelve (12) months of the
approval of the re-zoning by-law, with the first phase of
60,000 to 70,000 square feet to be completed within three
and the balance of the 180,000 square feet to be completed
within five years of the approval of the re-zoning by-law;

AND WHEREAS the City has Letters of Guarantee on
deposit in the amount of $40,000.00 and certain other lega
remedies under the aforesaid agreements;

REPORTS (Cont'd)

Report No. 84 - Chief Administrative Officer

11. (Cont'd)

AND WHEREAS the City of Kingston supported Campeau Corporation at a two week Ontario Municipal Board hearing held in February of 1980;

AND WHEREAS on May 26, 1980 the Ontario Municipal Board approved of the shopping centre;

AND WHEREAS the City, to date, has not received the required plans for site plan control and a building permit;

AND WHEREAS the City remains desirous of seeing this shopping centre commenced and completed in accordance with the terms of the agreements entered into;

AND WHEREAS it was clearly demonstrated at the Ontario Municipal Board hearing through expert market analysts for both the City of Kingston and Campeau Corporation that there was a demonstrated need for a shopping centre at this location;

AND WHEREAS this need is a continued concern of the elected representatives and the citizens of this City;

NOW THEREFORE BE IT RESOLVED that City Council hereby wishes to express to Campeau Corporation its desire to see that Campeau Corporation fulfill its public commitment to the City and its legal commitments;

AND THEREFORE BE IT FURTHER RESOLVED that Campeau Corporation be requested to proceed with all necessary documentation with respect to the obtaining of a building permit and provide to the City of Kingston the necessary plans to show the final design of this project and indicate to the City when construction will commence, it being understood that the date required for the commencement of construction, being one year from the date of the Ontario Municipal Board approval, will expire on May 26, 1981.

CARRIED UNANIMOUSLY

Respectfully submitted,

R.J. Hamilton,
Chief Administrative Officer

Schedule 'A' to Report No. 84
(Page 1)

CORPORATION OF THE
CITY OF KINGSTON
OFFICE OF THE Chief Administrative Officer
CITY HALL
KINGSTON, ONT
K7L 2Z3
(613) 546-4291

Our Ref. No. 20-12

September 22, 198

M E M O R A N D U M

TO: MAYOR KEYES AND MEMBERS OF COUNCIL

FROM: MR. R.J. HAMILTON, C.A.O.

RE: KINGSWAY PLUMBING SUPPLY LIMITED
HARVEY STREET AND HICKSON AVENUE

We are forwarding herewith a memorandum f Mr. Jackson suggesting that Council may wish to Quit Claim it's interest in this small piece of property th is presently being used and possessed by Kingsway Plum Supply Limited.

We would therefore recommend that Council Claim this property for the nominal consideration of $ as indicated by Mr. Jackson.

R.J. Hamilton,
C.A.O.

RJH/sd
Encl.

SEP 19 1980

Office of the
City Solicitor
Our Ref: 80-893

MEMORANDUM

TO: Mr. R.J. Hamilton
Chief Administrative Officer

FROM: Mr. Norman C. Jackson
City Solicitor

DATE: September 16, 1980

RE: Kingsway Plumbing Supply Limited
Harvey Street and Hickson Avenue

Kingsway Plumbing Supply Limited recently filed an application with the City of Kingston for Site Plan approval in order to construct a distribution office for mechanical and electrical products at the corner of Harvey Street and Hickson Avenue. The City of Kingston conveyed this property to Palmers Plumbing Supply Limited by Instrument No. 165134. Palmers Plumbing Supply Limited in turn conveyed the property to Kingsway Plumbing Supply Limited in 1977 under Instrument No. 290666. At the time of the signing of the Site Plan Control Agreement there was some discussion regarding the northerly five feet (5') of the subject property and its ownership. A surveyor was retained, Mr. N.B. Campbell, and his survey determined that the northerly five feet of the subject property had not, in fact, been conveyed to Palmers Plumbing Supply Limited although this had been the intention of the company and they have been using the five feet and some services have been installed in this five foot strip of land. At the time of signing of the Site Plan Control Agreement it was indicated to Kingsway Plumbing Supply Limited that they should have the five feet in question surveyed so that the matter could be presented to City Council. I include herewith a legal description of the piece of property, being five feet wide by the length of the existing property, being 281 feet. I also include a copy of a plan illustrating the property in question, it being outlined in red.

. . . / 2

Also enclosed please find a Quit Claim Deed for the consideration of City Council. I am suggesting that the City' interest be Quit Claimed because of the original confusion regarding the conveyance of this property and a proper description for same and as well, the fact that the five feet has been possessed by Kingsway Plumbing Supply Limited for over ten years. The Quit Claim by City Council could be for $1.00 or some monetary consideration. Given that this is to clear up the previous misunderstanding and given the possessar nature of the applicant's title, Council may wish to Quit Clai its interest for the nominal consideration of $1.00.

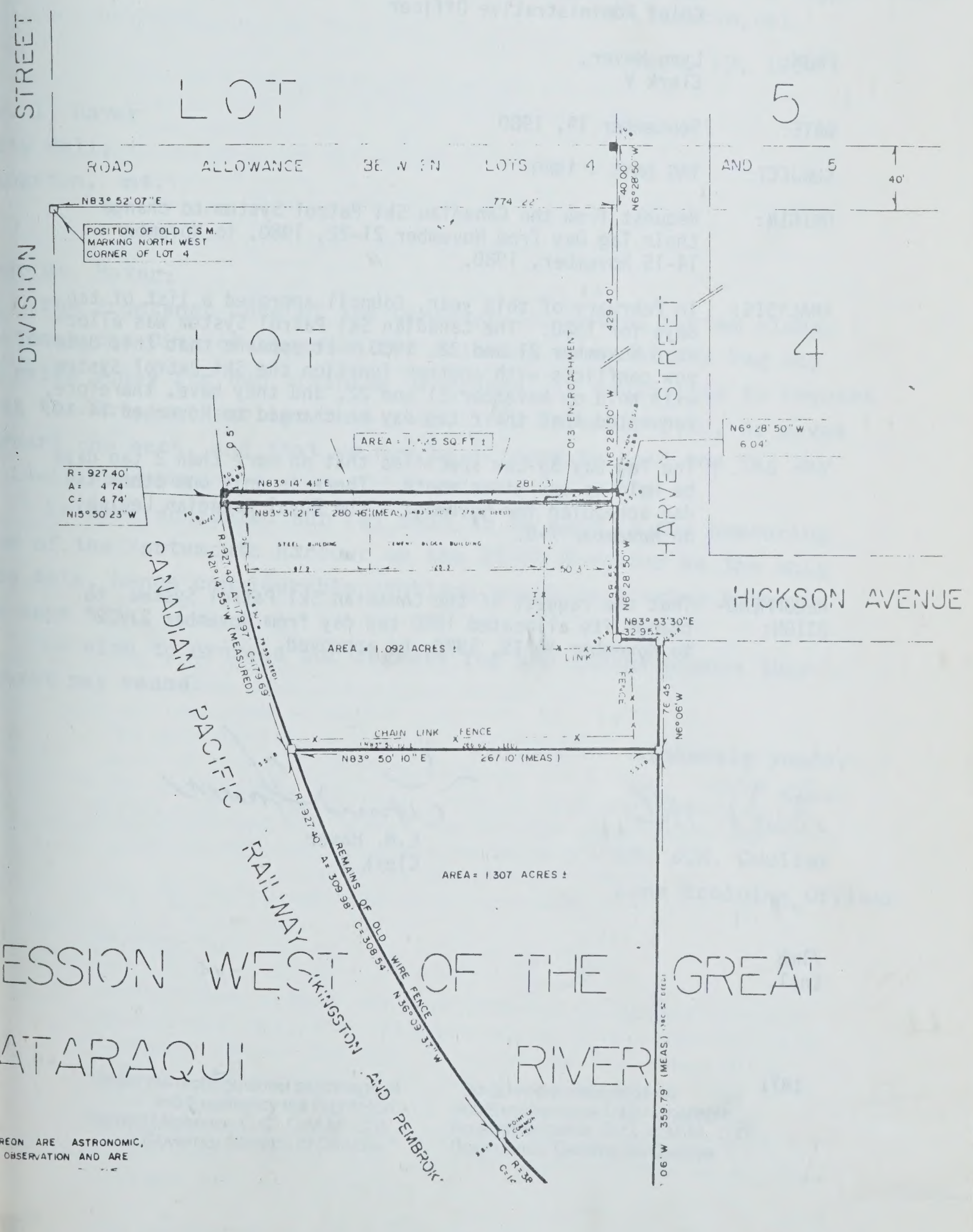
Norman C. Jackson
City Solicitor

NCJ/nr
Encl.

Schedule 'A' to Report No. 84
(Page 4)

PLAN TO ILLUSTRATE A DESCRIPTION
PART OF LOT 4
WEST OF THE GREAT CATARAQUI RIVER
CITY OF KINGSTON

SCALE 1" = 60'


DIVISION STREET
LOT 5
ROAD ALLOWANCE BETWEEN LOTS 4 AND 5
40'
N83° 52' 07" E
774.22'
POSITION OF OLD C.S.M. MARKING NORTH WEST CORNER OF LOT 4
40.00'
N6° 28' 50" W
429.40'
LOT 4
HARVEY STREET
0.3 ENCROACHMENT
N6° 28' 50" W
6.04'
AREA = 1,425 SQ FT ±
R = 927.40'
A = 4.74'
C = 4.74'
N15° 50' 23" W
N83° 14' 41" E
281.23'
N83° 31' 21" E 280.46' (MEAS.)
STEEL BUILDING
CEMENT BLOCK BUILDING
50.3'
N6° 28' 50" W
N83° 53' 30" E
32.95'
HICKSON AVENUE
R = 927.40' A = 179.97' C = 179.69
N21° 14' 55" W (MEASURED)
AREA = 1.092 ACRES ±
CHAIN LINK FENCE
FENCE
76.45
N6° 06' W
N83° 50' 10" E
267.10' (MEAS.)
CANADIAN PACIFIC RAILWAY (KINGSTON AND PEMBROKE
R = 927.40 A = 309.98' C = 308.54
REMAINS OF OLD WIRE FENCE
N 36° 09' 37" W
AREA = 1.307 ACRES ±
POINT OF COMMON CURVE
CESSION WEST OF THE GREAT CATARAQUI RIVER
359.79' (MEAS.)
06' W
HEREON ARE ASTRONOMIC,
R OBSERVATION AND ARE

Schedule 'B' to Report No. 84
(Page 1)

SEP 1

MEMORANDUM

File No: 21-2

TO: MR. R.J. HAMILTON,
Chief Administrative Officer

FROM: Lynn Haver,
Clerk V

DATE: September 19, 1980

SUBJECT: TAG DAYS - 1980

ORIGIN: Request from the Canadian Ski Patrol System to change their Tag Day from November 21-22, 1980, to November 14-15 November, 1980.

ANALYSIS: In February of this year, Council approved a list of tag days for 1980. The Canadian Ski Patrol System was allocated November 21 and 22, 1980. It appears that this date now conflicts with another function the Ski Patrol System will hold on November 21 and 22, and they have, therefore, requested that their tag day be changed to November 14-15.

The Tag Day By-Law specifies that no more than 2 tag days be held in any given month. There is only one other tag day scheduled for November - the Royal Canadian Legion, on November 7-8.

RECOMMENDATION: That the request of the Canadian Ski Patrol System, to change its allocated 1980 tag day from November 21/22 to November 14/15, 1980, be approved.

Lynn Haver

L.M. Haver
Clerk V

/lmh
Encl.

Schedule 'B' to Report No. 84
(Page 2)

Canadian
ki Patrol System

Organisation
de la
Patrouille
Canadienne
de Ski

Box 304 Cartwright Point
Kingston, Ont.

Sept. 17, 1980

Ms. L. Haver
City Hall,
Kingston, Ont.

Dear Ms. Haver;

The Frontenac Zone of the Canadian Ski Patrol System wishes to thank the City of Kingston for allowing us to hold a Tag Day to raise money for our training programme. We would like to request that the date set earlier this year, 21-22 November 1980, be moved forward one week, and that we now be allowed to hold the Tag Day n 14-15 November.

We have scheduled our Ski Swap to be held in the Measuring oom of the Portsmouth Harbour on the 21-22 November as the only ree date, hence considerable problems exist in staging both at he same time.

We wish to express our regrets for any inconvenience this equest may cause.

Sincerely yours,

D.M. Coulter

Dr. D.M. Coulter
Zone Training Officer

"Under the distinguished patronage of
His Excellency the Right Hon.
Roland Michener, C.C., C.M.M., C.D.,
Governor General of Canada."

"Sous le haut patronage de
Son Excellence le Très Honorable
Roland Michener, C.C., C.M.M., C.D.,
Gouverneur Général du Canada."

Schedule 'C' to Report No. 84
(Page 1)

CORPORATION OF THE
CITY OF KINGSTON
OFFICE OF THE Chief Administrative Officer
CITY HALL
KINGSTON, ONT
K7L 2Z3
(613) 546-4291

Our Ref. No. 17-12.1

September 23, 198

MEMORANDUM

TO: MAYOR KEYES AND MEMBERS OF COUNCIL

FROM: R.J. Hamilton, C.A.O.

RE: CITY OF KINGSTON - GARAGE OPERATIONS

Members of Council will recall that I for
warded a document dated August 26th, 1980, dealing wit
this subject matter for Council's general background a
review.

Council will recall that we reviewed thes
matters in 1980 and allocated certain funding in our
budgets for this purpose. The amount of funds allocat
for consideration was $80,000. and the construction of
building would take place, as suggested by Mr. Graham,
the fall of 1980.

In addition, Mr. Graham submitted a furth
report to Council dated July 24, 1980, indicating how
would spend the $84,000. out of his approved amount of
$99,000. together with a suggestion as to how the bala
of $15,000. would be spent and he further directed tha
an amount of $24,000. would be required to finalize th
lunch room area.

In our report of August 26, we recommende
that Council approve the report of Mr. Graham and tran
the required $24,000. from Finance Contingencies in 19
We would therefore request Council's action on this ma
to direct Mr. Graham in future.

R.J. Hamilton,
C.A.O.

RJH/sd
Encl.

Schedule 'C' to Report No. 84
(Page 2)

Mr. R.J.Hamilton, Chief Administrative Officer

July 24, 1980

City Yard Improvements

Public Works Department

Improvements are proposed in four areas -

1. Dispensing of gasoline
2. Equipment repair shop
3. Stores
4. Lunch Room including Locker Room and Wash Room

Dispensing of Fuel for Equipment

The existing gasoline pump is located at the north west corner of the main yard building. The location is such that vehicles must approach it in single line or one side only. It is within 5 feet of the building and a potential fire hazard. There are occasional mechanical problems with the pump. The tank is not new. On occasions there is a line-up for gasoline. The proposal is to locate three new tanks and two double pumps on a pump island 60' south of the main building so that vehicles may approach and fill two to four at a time. One dual pump will be for gasoline and the other for diesel fuel. The estimated cost of this improvement is $20,000. It has the approval of the Fire Chief. A suggested change made by Local #109 has been incorporated.

Equipment Repair Shop

The present shop area is in the north/west corner of the Yard Building. It was fomerly vehicle storage. This is a very crowded area and ventilation is poor. Enlargement to the south is limited by the need for Lunch Room space. The only direction to expand to any extent is to the east into a vehicle storage area for equipment. This area does not have a good floor.

The proposal is for a small expansion to the south into part of the present Lunch Room and a major expansion to the east. The former is mainly the relocation of partitions. The latter includes a concrete floor plus lighting and ventilation improvements.

The estimated cost of this improvement is $10,000.

Stores

The present stores area is crowded and in a location that would make the most practical Lunch, Locker, and Washroom Area. In 1974 an addition was added along half of the east side of the yard building. The proposal is to complete this addition which would be 48' x 71' and involves only two walls, an east and a north wall. This will provide ample stores space plus storage for two vehicles.

The estimated cost of this improvement is $54,000.

............../2

Analysis (cont'd) Lunch Room Including Locker Room and Wash Room

The present Lunch, Locker and Wash Room leaves much to be desired. Ventilation is poor. Lighting is inadequate. There are no windows to the outside. At times conditions are crowded.

The proposal is to move the Lunch Room to the prese stores area to provide a bright, well ventilated, roomy lunch area. The Locker Room and Wash Room wo occupy part of the present Lunch Room and Stores Ar

For the remaining funds available ($15,000.) redund partitions could be removed, a new Wash Room constr and in the Lunch Room floor repairs and remodelling of the west wall completed. Estimated cost $15,000

The 1980 Capital Budget provides $99,000.

New Pump Island	$20,000.
Garage floor etc	10,000.
New Stores	54,000.
Partial remodelling- Lunch Room	15,000.
	$99,000.

Work to be Completed

1.	Complete the Lunch Room	$12,500.
2.	New furnishings for Lunch Room	4,000.
3.	Extend the Locker Room	2,000.
4.	Extend garage into old Lunch Room	4,000.
5.	External finishes of altered facades	1,500.
		$24,000.

Financial

The 1980 Capital Budget includes $99,000. for Yard Improvements and the work that could be done has be outlined. It is proposed to report to Council in October any means there may be to finance part or a of the remaining $24,000.

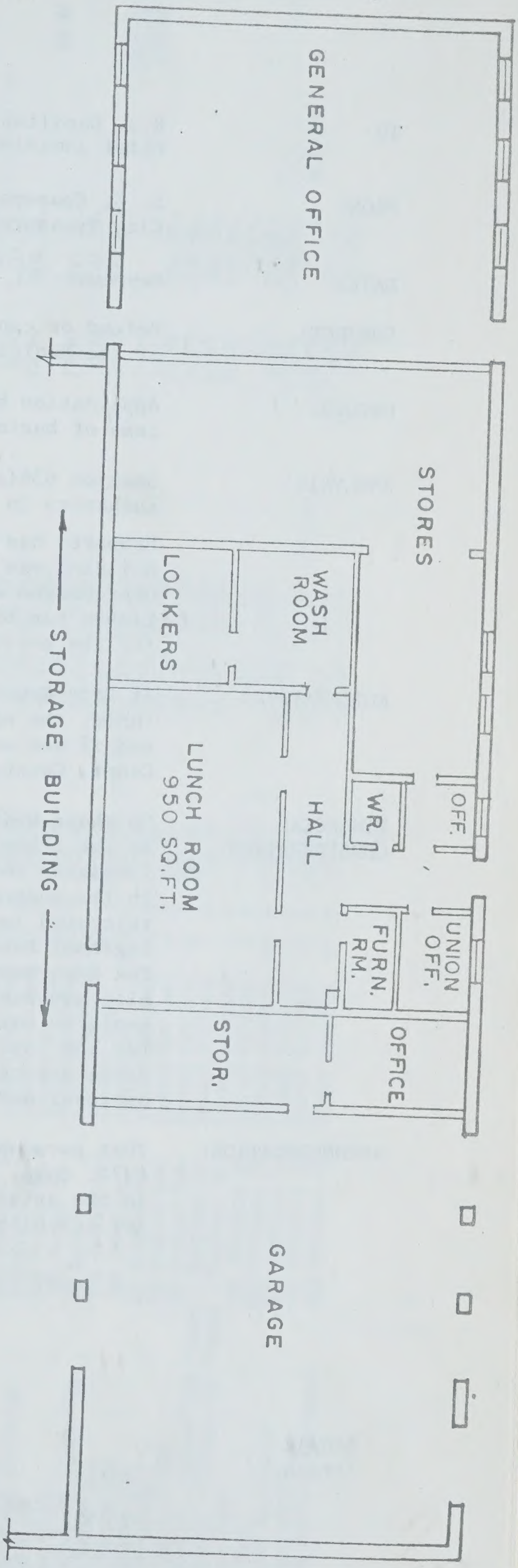
Recommendation

That a general rate construction By-law be passed t authorize improvements to the Public Works Yard in the areas of Lunch, Locker and Wash Rooms, Stores, Equipment Repair, and Dispensing of Fuel, as shown Drawing C-50P and attached sketch, at an estimated cost of $99,000. provision for this expenditure hav been made in the 1980 Capital Budget.

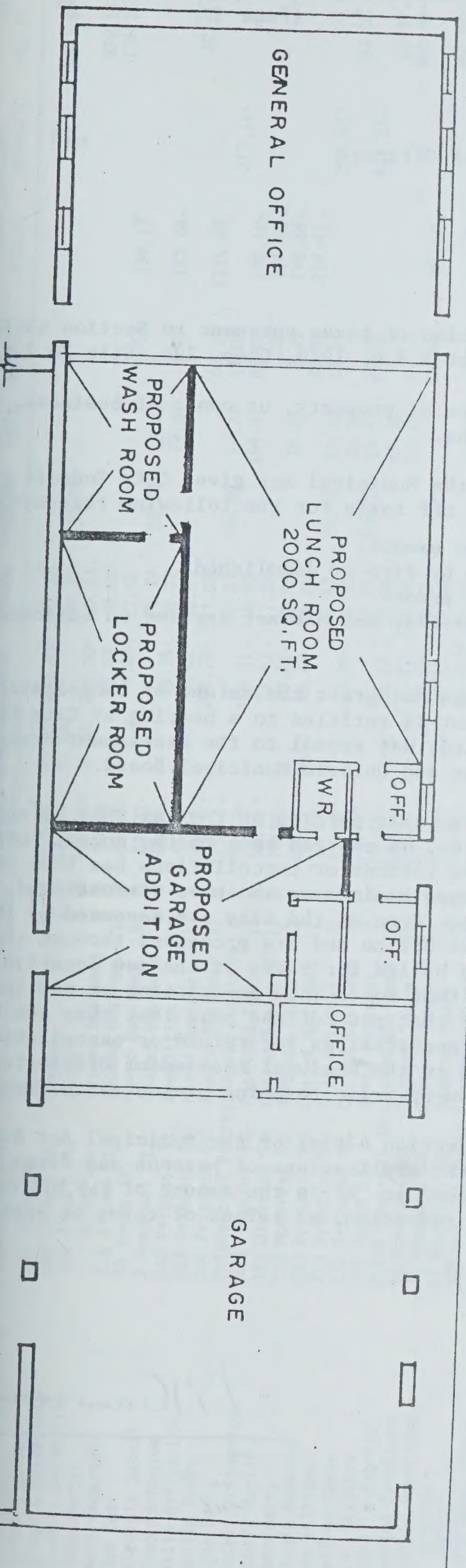
DG/gg
Att.

D.Graham, P.Eng
Commissioner of Works

Schedule 'C' Report No. 84 - Page 4


GENERAL OFFICE
STORES
WASH ROOM
LOCKERS
STORAGE BUILDING
LUNCH ROOM
950 SQ.FT.
HALL
WR.
OFF.
UNION OFF.
FURN. RM.
STOR.
OFFICE
GARAGE

EXISTING FLOOR PLAN


GENERAL OFFICE
PROPOSED WASH ROOM
PROPOSED LUNCH ROOM
2000 SQ.FT.
PROPOSED LOCKER ROOM
WR
OFF.
PROPOSED GARAGE ADDITION
OFF.
OFFICE
GARAGE

PROPOSED FLOOR PLAN

Schedule 'D' to Report No. 84
(Page 1)

TO: R.J. Hamilton,
Chief Administrative Officer

FROM: B. G. Cousens,
City Treasurer

DATE: September 23, 1980

SUBJECT: Refund or cancellation of taxes pursuant to Section 636(a) of the Municipal Act R.S.O. 1970, Chap. 284, file 20.2

ORIGIN: Application by owner of property, or owner of business, in case of business tax.

ANALYSIS: Section 636(a) of the Municipal Act gives City Council the authority to write off taxes for the following reasons:

Property has become exempt.
Building was razed by fire or demolished.
Overcharged due to error.
Liable for business tax, but has not carried on business for the entire year.

ALTERNATIVE: If City Council does not grant the refund or cancellation taxes, the applicant is entitled to a hearing by City Counc and if not satisfied, may appeal to the Assessment Review Court, County Judge and Ontario Municipal Board.

FINANCIAL CONSIDERATION: On these write-offs, that portion of the tax that is applic to the school boards, is charged back to the school board. Provision for these refunds or cancellations has been made in the budget. Those businesses who have discontinued, an relocated in another area of the city are assessed by the Regional Assessment Office and are processed through the Tax Department and billed for taxes at the new location. Also any business that moves into an existing or new locat are also taxed for that part of the year that they are lia for the tax. All applications for refund or cancellation taxes are referred to the Regional Assessment Office for approval and follow-up prior to being presented to Council

RECOMMENDATION: That pursuant to Section 636(a) of the Municipal Act R.S.O 1970, Chap. 284, the applications of persons and firms lis in the attached Schedule "A" in the amount of $19,876.60 for cancellation, reduction, or refund of taxes be approve

BGCousens

BGC/jt
Attach.

Schedule 'D' Report No. 84

(Page 2)

	NAME OF APPLICANT	ADDRESS APPEALED	REASON	# MO.	R C	GENERAL	GARBAGE	PUBLIC SCHOOL	SECONDY. SCHOOL	SEPARATE SCHOOL	D.T. LEVY	PENALTY	CANCELLATIONS		REFUNDS	
													PUBLIC	SEPARATE	PUBLIC	SEPARATE
010 030 03800 0000 000D	Brian O'Dette	157 King St.	Fire	12	R	814.47	85.71	441.46	330.03						1671.67	
010 060 08000 0000 000K	Queen's Univeristy	160 Stuart St.	Exempt	8	R	489.97	51.54		198.55	233.76						973.82
010 060 14400 0000 000K	Queen's University	152 Albert St.	Exempt	8	R	452.90	47.64	245.50	183.53						929.57	
010 050 03000 0024 001M	Theo Bartel	Union St.	Ceased Business	6	B	90.48		49.04	36.66						176.18	
010 080 01000 0020 001A	Neil Anderson	115 Alfred St.	Ceased Business	12	B	68.06		36.89	27.58			6.64	139.17			
010 130 01200 0020 001K	Don Cox	58 Brock St.	Moved Business	6½	B	62.30			25.19	29.71	15.48					132.68
010 140 02600 0140 001C	Virginia Sakell	2 Montreal St.	Ceased Business	6	B	65.95		35.75	26.72		29.65	5.37	163.44			
020 030 00900 0000 000B	Theo Psihogios	842 Princess St.	Demolition	½	C	15.92	1.44	8.61	6.44						32.41	
020 060 11800 0050 001G	Mills Office Ltd.	558 Princess St.	Moved Business	11	B	545.55		295.70	221.08			53.12	1115.45			
020 130 07900 0020 001A	Nellie Andre	326 Princess St.	Ceased Business	12	B	123.47			50.03	58.90	27.77	13.00		273.17		
020 140 01300 0010 001L	Agas Senis	Princess at Barrie	Ceased Business	6	B	285.95		155.01	115.88		154.07	66.01	776.92			
030 030 10500 0030 001F	Encyl. Britannica	503 Princess St.	Assessed Twice	12	B	52.76		28.61	21.38			1.28	104.03			
030 040 00790 0040 001D	Robert Martin	181 Division St.	Ceased Business	12	B	74.92		40.61	30.36		16.87	8.12	170.88			
030 070 11400 0000 000E	John Berry	112 Montreal St.	Reduced Space	12	R	85.66	9.01	46.43	34.71			38.60	214.41			
030 080 06000 0010 001H	Nicole Bonneau	293 Princess St.	Ceased Business	12	B	115.02			46.61	54.87	25.89	12.12		254.51		
030 080 08100 0020 001D	Lou Williams	213 Princess St.	Sold Business	6	B	80.98		43.90	32.81		36.36				194.05	
030 080 08600 0020 001E	Jeffrey Mason	231 Princess St.	Ceased Business	8	B	175.49			71.11	83.72	59.17	27.72		417.21		
030 080 09900 0180 001A	G.H. McIntyre	310 Bagot St.	Moved Business	7	B	29.85		16.17	12.09		24.36				82.47	
030 080 11500 0010 001K	McNeil's Fabrics	35&39 Montreal St.	Ceased Business	12	B	395.20		214.21	160.14		88.75				858.30	
030 080 11500 0080 001D	Madison Furniture	35 Montreal St.	Reduced Space	12	B	24.27		13.15	9.83			11.92	59.17			
030 080 11500 0000 000D	Madison Furniture	35 Montreal St.	Reduced Space	12	C	81.78	7.31	44.33	33.14						166.56	
030 080 11800 0040 001D	A. Preston	51 Montreal St.	Reduced Space	7½	B	79.77		43.24	32.27		28.69	6.63	190.60			
030 090 03200 0011 001A	W. Blair	207 Wellington St.	Ceased Business	12	B	65.43		35.46	26.52		14.77				142.18	
030 090 06601 0010 001B	S & R Dept. Store	41 Princess St.	Ceased Business	6	B	192.31		104.24	77.93		51.78	14.52	440.78			
030 100 05100 0010 001F	Ed Hegarty	222 Wellington	Ceased Business	12	B	28.49		15.44	11.54			9.45	64.92			
030 110 07700 0010 001D	Larry Weaver	300 Wellington	Ceased Business	12	B	14.24		7.72	5.77			6.00	33.73			
040 030 08100 0030 001G	Janette Lafave	235 Montreal St.	Ceased Business	12	B	262.24		142.14	106.26			25.94	536.58			
040 100 05300 0020 001H	Continental Collision	613 Division St.	Ceased Business	11	B	29.01		15.72	11.75						56.48	
040 100 07400 0010 001G	John Slack	121 Fraser St.	Ceased Business	12	B	83.89		45.47	33.99			77.90	241.25			
040 100 07400 0020 001M	James Slack	121 Fraser St.	Ceased Business	12	B	18.46		10.01	7.48			1.80	37.75			
040 100 09000 0010 001K	Aluminum Manufacturing	40 Duff St.	Ceased Business	12	B	286.51		155.29	116.10			112.17	670.07			
040 110 02400 0000 000D	Gus Marker Ltd.	725 Division St.	Reduced Space	12	C	1231.53	110.16	667.52	499.04						2508.25	
040 110 02400 0010 001E	Gus Marker Ltd.	725 Division St.	Demolition	12	B	258.02		139.85	104.55						502.42	
040 110 09500 0010 001D	Steamatic Ltd.	80 Hickson Ave.	Ceased Business	6	B	53.81		29.17	21.80			10.48	115.26			
040 110 09500 0020 001H	6-H Products Ltd.	80 Hickson Ave.	Ceased Business	7	B	122.17		66.22	49.51			6.20	244.10			
040 110 09500 0060 001B	6-H Products Ltd.	80 Hickson Ave.	Ceased Business	12	B	149.85		81.22	60.72			14.60	306.39			
040 150 14502 0050 001K	T. Bartel (Greenridge Plaza)	Montreal St.	Ceased Business	7	B	85.24		46.20	34.54			12.71	178.69			
040 150 14502 0051 001C	T. Bartel (Greenridge Plaza)	Montreal St.	Ceased Business	7	B	7.07		3.83	2.86			.17	13.93			
050 020 07100 0020 001C	Vibeke Busk	561 Princess St.	Ceased Business	7	B	71.09		38.53	28.81			6.92	145.35			
050 040 09500 0010 001F	Ken Mark	663 Princess St.	Ceased Business	5½	B	555.17		300.89	224.89			117.96	1198.91			
050 050 04100 0010 001A	McKeown-Tarnowecky	815 Princess St.	Ceased Business	11	B	410.13			166.20	195.66		29.34		801.33		
050 050 07400 0030 001E	Leonard Lifshitz	845 Princess St.	Ceased Business	12	B	198.39		107.53	80.39			21.40	407.71			
050 050 07400 0120 001D	Brock Business Equipment	853 Princess St.	Ceased Business	12	B	87.58		47.47	35.49			1.14	171.68			

ROLL NUMBER	NAME OF APPLICANT	ADDRESS APPEALED	REASON	# MO.	B R C	GENERAL	GARBAGE	PUBLIC SCHOOL	SECOND. SCHOOL	SEPARATE SCHOOL	D.T. LEVY	PENALTY	CANCELLATIONS PUBLIC	CANCELLATIONS SEPARATE	REFUNDS PUBLIC	REFUNDS SEPA E
050 060 02000 0010 001C	Tallen Auto Body	301 Concession St.	Fire	8	B	66.82		36.21	27.07			9.76	139.86			
050 130 06200 0030 001F	Allan Sauve	65 Seventh Ave.	Ceased Business	9	B	25.32		13.72	10.26			3.28	52.58			
060 103 02100 0090 001E	Krazy Kelly TV	277 Bath Road	Ceased Business	12	B	389.40		211.06	157.79			37.92	796.17			
060 103 02100 0100 001E	Krazy Kelly TV	277 Bath Road	Ceased Business	12	B	57.51		31.17	23.30			5.60	117.58			
070 050 11500 0000 000A	Margaret Hendry	294 Union St.	Ceased Business	12	C-R	4.19		2.27	1.70						8.16	
070 110 10600 0000 000H	Oliver Prevost	Johnson St.	Over Assessed	12	R	27.80	2.92	15.07	11.26						57.05	
040 110 09400 0030 001C	R. Martin Electric	70 Hickson	Incorrect tenancy code on previous 636	12	B	136.22		62.87	54.18			3.47	256.74			
030 100 01901 0000 000B	City of Kingston	19 Queen St.	Exempt	11	C	234.14		71.89	61.99			63.51	431.53			
030 100 01901 0000 000B	City of Kingston	19 Queen St.	Exempt	12	C	65.13		20.08	17.29				102.50			
						9427.88	315.73	4282.87	3777.12	656.62	573.61	842.77	9638.13	1746.22	7385.75	1106.50

Schedule 'E' to Report No. 84
(Page 1)

CORPORATION OF THE
CITY OF KINGSTON
OFFICE OF THE Chief Administrative Officer

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

Our Ref. No. 9-4

September 22, 1980

MEMORANDUM

TO: MAYOR KEYES AND MEMBERS OF COUNCIL
FROM: MR. R.J. HAMILTON, C.A.O.
RE: INDUSTRIAL PARK DEVELOPMENT

We have reviewed our Industrial Park plans with Mr. Linseman to ascertain the future road needs for this entire project and studied the details of Scheme No. 1 dated July 8, 1980 as prepared by Mr. Graham.

(A) The dates of lots for sale as per our present development plans are summarized below and are directly related to the timing for all services.

1980 Serviced lots will be - No's 1, 12B and C.K.W.S.

1981 Serviced lots will be - No's 2, 3, 7 and 11A

1982 Serviced lots will be - No's 8, 9, 10, 11B, 12A and 13A

1983 Serviced lots will be - No's 4, 5 and 6

In addition to the above lots, 13B and 14 can be done as early as 1980 if laterals are financed from revenue.

City Council will recall that Mr. Graham prepared a second revision showing larger lot sizes if market conditions dictate. The type of sales will dictate the kind of future services to be provided.

(B) In our discussions with Mr. Linseman, he indicated that the present road allowance on Counter Street is 100' in width which is more than adequate for the present and future design of the Counter Street roadway.

The internal road design is quite flexible as presented by Mr. Graham and can be changed to suit the size of lot sales.

...2/

Schedule 'E' to Report No 84
(Page 2)

(B) (cont'd)

Mr. Linseman has started to design the entry and exit points to cover lot sales fronting on Counter Street. If one assumes an entry for two adjoining lots the entry exit points would be 2 to 4 for the total frontage. Again this would depend on the si of the individual lots being sold.

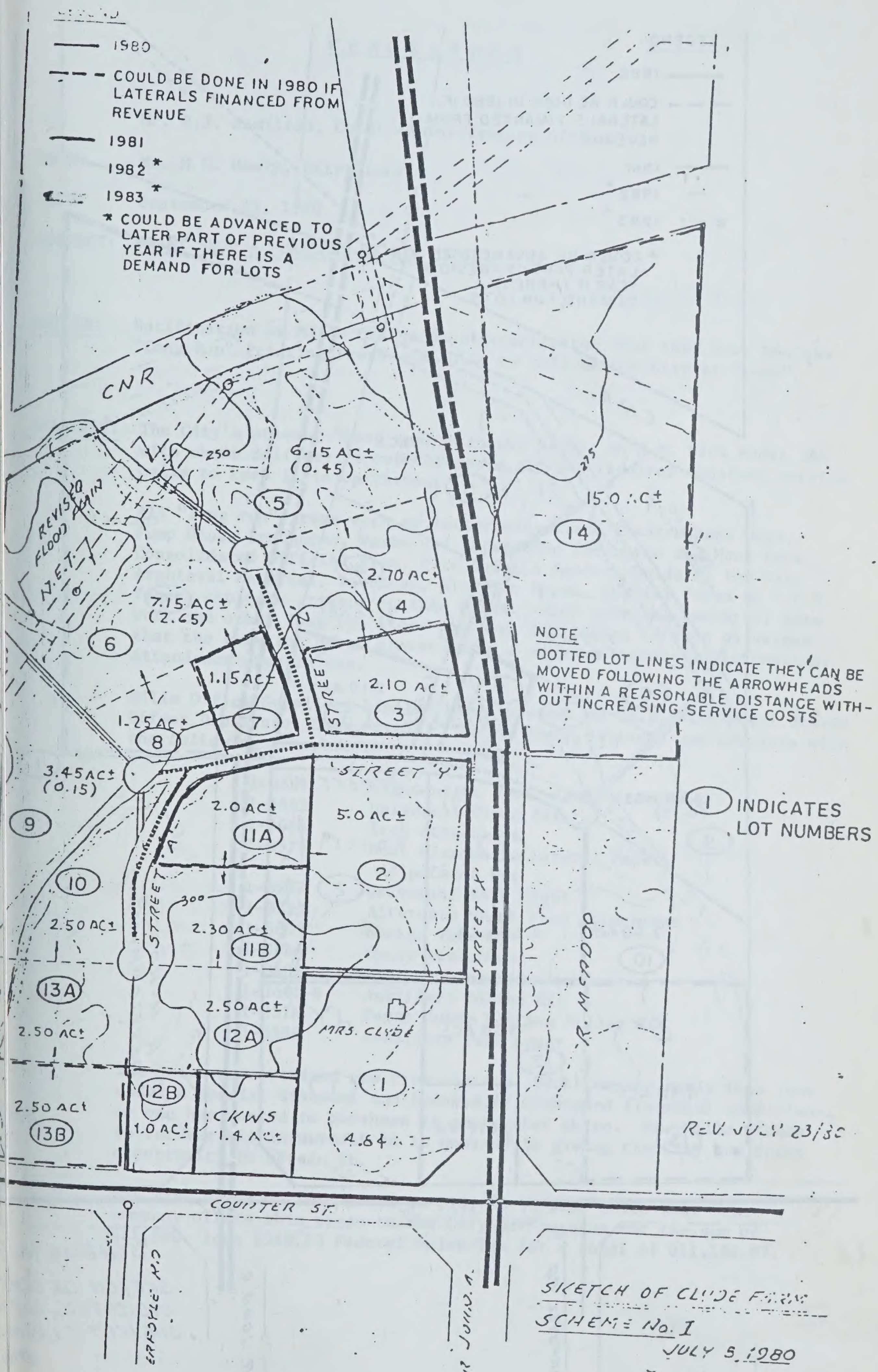
Mr. Linseman has submitted a map showing the road design of this area.

In conclusion, we would recommend that City Counci adopt the layout for the Industrial Park per Messr Graham and Linseman at this time.

R.J. Hamilton,
C.A.O.

RJH/sd

Schedule 'E' to Report No. 84
(Page 3)

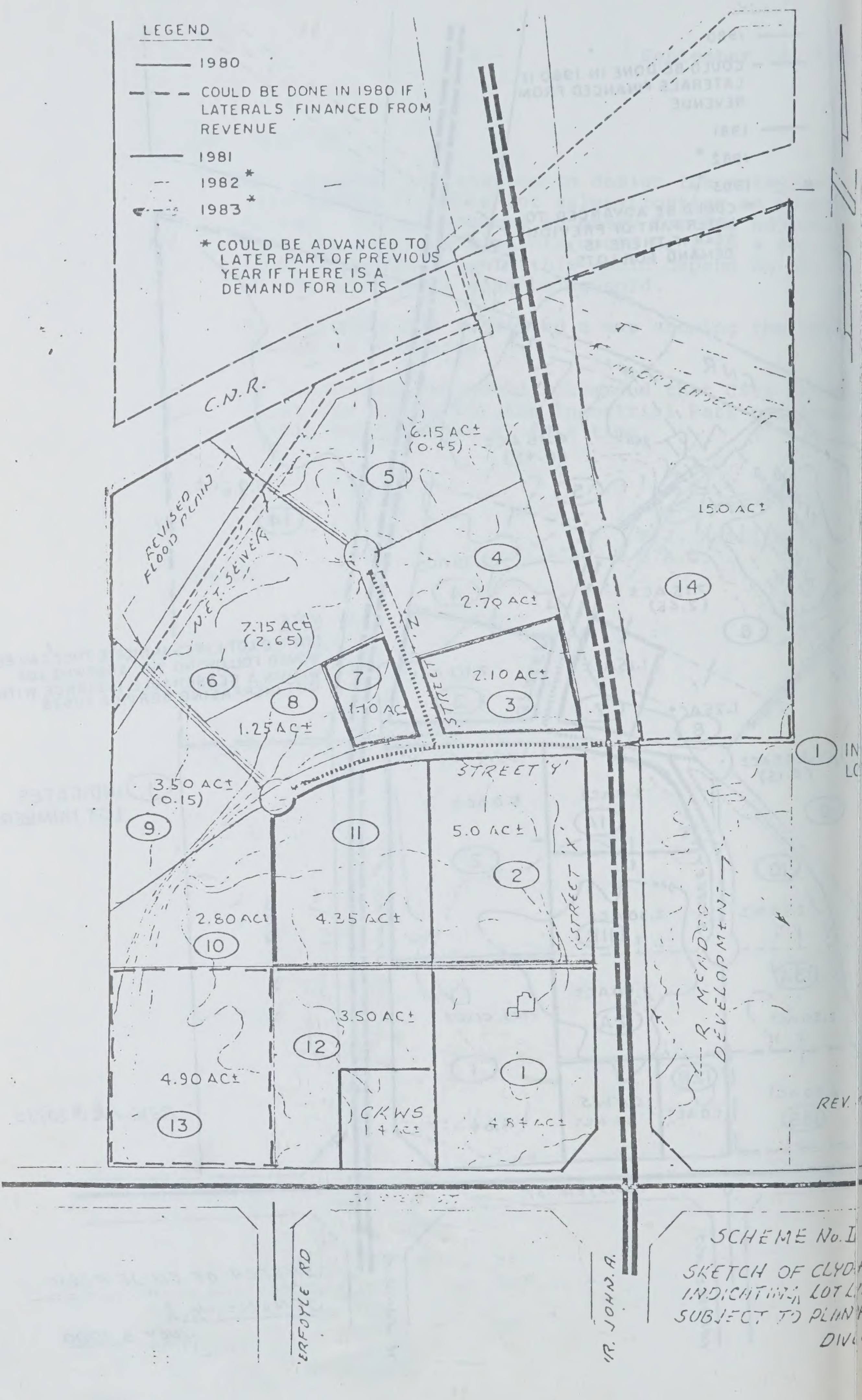

1980
COULD BE DONE IN 1980 IF LATERALS FINANCED FROM REVENUE
1981
1982 *
1983 *
* COULD BE ADVANCED TO LATER PART OF PREVIOUS YEAR IF THERE IS A DEMAND FOR LOTS
CNR
REVISED FLOOD PLAIN
N.E.T.
250
6.15 AC± (0.45)
5
15.0 AC±
14
275
2.70 AC±
4
7.15 AC± (2.65)
6
1.15 AC±
7
STREET 'Z'
2.10 AC±
3
1.25 AC±
8
3.45 AC± (0.15)
9
STREET 'Y'
2.0 AC±
11A
5.0 AC±
2
10
300
STREET 'A'
2.50 AC±
2.30 AC±
11B
STREET 'X'
R. McADOO
13A
2.50 AC±
12A
MRS. CLYDE
2.50 AC±
1
12B
1.0 AC±
CKWS
1.4 AC±
4.64 AC±
2.50 AC±
13B
COUNTER ST.
SIR JOHN A.
ERRSYLE RD.
REV. JULY 23/80

NOTE
DOTTED LOT LINES INDICATE THEY CAN BE MOVED FOLLOWING THE ARROWHEADS WITHIN A REASONABLE DISTANCE WITHOUT INCREASING SERVICE COSTS

① INDICATES LOT NUMBERS

SKETCH OF CLYDE FARM
SCHEME No. I
JULY 5 1980

Schedule 'E' to Report No. 84
(Page 4)


LEGEND
1980
COULD BE DONE IN 1980 IF LATERALS FINANCED FROM REVENUE
1981
1982*
1983*
* COULD BE ADVANCED TO LATER PART OF PREVIOUS YEAR IF THERE IS A DEMAND FOR LOTS
C.N.R.
HYDRO EASEMENT
REVISED FLOOD PLAIN
N.E.T. SEWER
6.15 AC± (0.45)
5
4
2.70 AC±
15.0 AC±
14
7.15 AC± (2.65)
6
7
8
1.10 AC
1.25 AC±
2.10 AC±
3
STREET 'Z'
STREET 'Y'
STREET 'X'
3.50 AC± (0.15)
9
11
5.0 AC±
2
2.80 AC±
4.35 AC±
10
3.50 AC±
12
4.90 AC±
13
CKWS 1.4 AC±
1
4.8± AC±
R. MCNDOO DEVELOPMENT
1 IN LO
REV.
SCHEME No. I
SKETCH OF CLYD
INDICATING LOT L
SUBJECT TO PLAN
DIV
ERFOYLE RD
R. JOHN A.

Schedule "F" to Report No. 84
(Page 1)

MEMORANDUM

TO: Mr. R.J. Hamilton, Chief Administrative Officer
FROM: Mr. M.C. Healy, City Clerk
DATE: September 23, 1980
SUBJECT: PRINT SHOP - PURCHASE OF NEW PRESS

ORIGIN: Notification by Mills Office Suppliers Limited that they have one new "Long-Run" Printing Press available to sell to the City at "cost".

ANALYSIS: The City's present "long run" printing press, an A.B. Dick Model 360 with chain delivery is over 10 years old and requires constant service calls to keep it in operation.

All "long run" items such as letterhead, Grand Theatre Hand Outs, Pump House Brochures, Parks and Recreation Brochures and Hand Outs, Consolidated Official Plan, Fire Chief's Report, Guide to the City Archieval Material, Invoices, Election Forms, Special Forms on N.C.R. Paper, etc. are printed on this press. Each year the amount of form work and other long run items has been increasing to such an extent that the existing press almost needs a service technician in constant attendance when in use.

Mills Office Suppliers Limited have in stock an "A.B. Dick Model 360-CD Offset Duplicator Show Special" having chain delivery and complete with the following attachments:

1-3507	Lightweight paper feed attachment
1-3662	Universal Clamp Kit
1-3664	Etch Attachment
1-3575	Dual Micromatic Lateral Paper Adjustment Kit
1-3582	Universal Work Light
1-3713	Alternate Sheet Feed Attachment
1-6003	Sucker Tube Kit
1-3866	Spray Attachment
1-3606-A	Upper Roller Kit
1-3606-B	Auxiliary Roller Kit
1-3576	Paper Guide Wetting Roller Kit
1-3536	Auxiliary Feed Lever

The press was obtained new from the A.B. Dick Company early this year under a special discount and because of tightened financial conditions, no one has wanted to purchase it at regular price. Mr. Mills wishes to recover his investment in it now and is giving the City the first opportunity to obtain it.

The list price of this press is $16,485.00 less sales tax. The company offers this press to the City of Kingston for the sum of $11,500. less $348.13 Federal Sales Tax for a total of $11,151.87.

Schedule "F" to Report No. 84
(Page 2)

ALTERNATIVES: The alternatives are:

1) not to purchase the press;
2) to call tenders for the supply of this press from all possible sources; or
3) to accept the offer.

In the past, when tenders were called for this type of equipm the tenders of Mills Office Suppliers have been consistantly lower than other suppliers.

FINANCIAL CONSIDERATION:

Because new parts and increased maintenance service on the Ci "Automatic Short Run Printing Press and Collator System" has it possible to utilize this system for a longer period than e pected at budget time, and since a proposal call for the rent a new "Automatic Printing and Collating System" is not expect be made until later this year, the sum of $10,000. less an estimated $1,550. for one month's rental of a new system in December (i.e., $8,450.) is available in appropriation 30047 NEW EQUIPMENT.

If the purchase was authorized the following Budget appropria amendment would be recommended:

	Increase	Decrease
Finance		
New Equipment	$2,702.	-
Contingencies	-	$2,702.

RECOMMENDATION:

(A) That the offer of Mills Office Suppliers Limited to sell the City, one A.B. Dick Model 360-CD Offset Duplicator S Special complete with attachments listed above for the n price of $11,151.87, Federal Sales Tax exempt, be accept on the understanding there would be a standard 90 day guarantee on parts and labour;

- and -

(B) The following budget appropriation amendment be approved order to provide the total of $11,152. for this purchase

	Increase	Decrease
Finance		
New Equipment	$2,702.	-
Contingencies	-	$2,702.

Respectfully submitted,

M. C. Healy

M.C. Healy,
City Clerk

Schedule 'G' to Report No.84
(Page 1)

R E P O R T

TO: R. J. Hamilton,
Chief Administrative Officer

FROM: K. G. Linseman, Administrator
Traffic, Streets and Parking

DATE: September 24, 1980

SUBJECT: BANNER - Princess Street

ORIGIN: Request from the Performing Arts Office, of Queen's University, to erect a banner across Princess Street between Montreal and Sydenham Streets for the period October 4, to October 19, 1980.

ANALYSIS: The purpose of the banner is to advertise the Premiere Performance of the Spindrift Dance Theatre to be held at the Grand Theatre on Sunday, October 19, 1980.

RECOMMENDATION: That, notwithstanding the provisions of By-Law No. 10, 'A By-Law Respecting Streets', permission be granted to Queen's Performing Arts to erect a banner across Princess Street between Montreal and Sydenham Streets for the period commencing October 4, 1980 to October 19, 1980, to advertise the Premiere Performance of the Spindrift Dance Theatre at the Grand Theatre on Sunday, October 19, 1980.

K. G. Linseman

K. G. Linseman, M.Sc., P. Eng.
Administrator

/c

Schedule 'H' to Report No. 84
(Page 1)

REPORT

TO: R. J. Hamilton,
Chief Administrative Officer

FROM: K. G. Linseman, Administrator
Traffic, Streets and Parking

DATE: September 25, 1980

SUBJECT: Tender of Contract 80-9W, Road Reconstruction, Widening and Watermain in Princess Street

---

ORIGIN: Five bona fide tenders were received as follows:

Bennett Paving & Materials Limited	$344,901.8
Donald A. Foley Construction Ltd.	$363,442.
Gordon Barr Ltd. *(corrected)*	$385,209.
Korsan Contractors Ltd.	$400,608.
H. J. McFarland Construction Co. Ltd.	$404,800.

ANALYSIS: The lowest tender from Bennett Paving & Materials Limited is below cost estimate, and Bennett Pavi Limited performance in the past has been satisfactory.

EXISTING POLICY: The lowest tender is accepted unless there is reason for doing otherwise. The Public Works Department, who prepared the tenders, concurs with the recommendation of the lowest tender.

FINANCIAL CONSIDERATIONS: The lowest tender at $344,901.85 is well within the estimates for the scope of work under this contract.

RECOMMENDATION: That the tender of Bennett Paving & Materials Limited, in the amount of $344,901.85 for Contract 80-9W, road reconstruction, widening and watermain in Princess Street, be accepted; being the lowest tender received, subject to the concurrence of the Ministry of Transportation and Communications and subject to the approval of the Public Utilities Commission for the water main section in the tender.

K. G. Linseman

K. G. Linseman, M.Sc., P. Eng.
Administrator

KGL/c

CORPORATION OF THE
CITY OF KINGSTON

OFFICE OF THE Chief Administrative Officer

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

Our Ref. No. 12-2.70-6

September 25, 1980

MEMORANDUM

TO: MAYOR AND MEMBERS OF COUNCIL

FROM: MR. R.J. HAMILTON, C.A.O.

RE: THOMAS LEMMON & SONS (1973) LTD.
- LEGAL FEES

We are forwarding herewith a copy of the legal accounts from Mr. Jackson concerning legal fees incurred by Thomas Lemmon & Sons Ltd. regarding the NIP project.

Council members will recall that they had requested this information before deciding on how best to deal with this matter. I would specifically draw your attention to the last paragraph in Mr. Jackson's report, which indicates that he is recommending that Council set a policy so that in future any persons who feel the need to approach Council to pay their legal fees, would do so in advance of the incurring of those fees. In this manner, Council would have the opportunity to consider each and every request on its merits and in turn, reject or approve of them.

If this is approved by Council, I would suggest that this be paid through the excess funding of NIP at this time, namely from rent and sale of property.

R.J. Hamilton,
C.A.O.

RJH/sd
Encl.

SEP

Office of the
City Solicitor
Our Ref. No. 80-170

MEMORANDUM

TO: Mr. R.J. Hamilton,
Chief Administrative Officer

FROM: Mr. Norman C. Jackson,
City Solicitor

DATE: September 24, 1980

RE: Thomas Lemmon & Sons (1973) Ltd.
Legal Fees

You will recall that I was previously asked to comme on whether the City had a legal obligation to pay the legal fe of Thomas Lemmon & Sons. I indicated that there was no such l obligation, but that Council could consider the matter based o the extensive negotiations that had taken place. City Council then decided at its meeting of August 28, 1980, to enter into negotiations with Thomas Lemmon & Sons in order to reach a set ment of their legal accounts.

I have obtained copies of the legal accounts from th solicitors, Messrs. Swan, Carty, Belch & Ryan. The accounts consist of an interim account rendered on December 19, 1979 an a second account dated September 17, 1980. The first account in the amount of $1,204.25 and the second one is in the amount $1,314.00, so that the total of both accounts is $2,518.25. B accounts are itemized with respect to the dates that services rendered, the services on the most part being meetings with th solicitor's client and meetings with City representatives. Th are also references to review of correspondence and preparatio of documents. There would appear from the accounts to have be approximately 30 meetings which the solicitor was involved in, either with his client or the City. There were approximately meetings with City representatives, including Mr. Ball, Mr. Muirhead and yourself.

It would appear that extensive negotiations did, in take place. The Neighbourhood Improvement Plan as passed by C Council and approved by the Ministry of Housing, which was the reason for the initiation of these discussions, in fact design 79 North Street for acquisition by the City for park purposes. The administrative guide of the Neighbourhood Improvement sche provides that owners are to be compensated in the manner as se out in The Expropriations Act. Mr. Ball has confirmed to me t

Schedule "I" to Report No. 84
(Page 3)

this was confirmed to the owners of 79 North Street at the beginning and it was indicated to them that it would be up to City Council whether this property might be expropriated. With the possibility of expropriation, it would seem reasonable for one to consult his solicitor. Mr. Ball has also indicated that other sites were suggested to the owners for relocation purposes, and their solicitor would necessarily be involved with offers for acquisition of other properties.

On the face of this matter, an account for $2,518.25 might seem excessive, but this is not borne out when one considers the extensive negotiations that were carried on with City officials and, in fact, certain Aldermen, as set out in the accounts. The accounts state that discussions were entered into on September 7, 1978 and continued to July 22, 1980, so that the discussion period was almost two years. I have obtained from Mr. Ball, N.I.P. Co-Ordinator, a list of his activities in this matter, which has verified the meetings and discussions set out in the accounts.

I would therefore suggest that the total amount of these accounts, $2,518.25, be referred back to City Council for its consideration. Should City Council decide to pay these accounts, I would recommend that it set a policy so that in the future any persons who feel the need to approach Council to pay their legal fees would do so in advance of the incurring of those fees. In this manner, Council would have the opportunity to consider each and every request on its merits and in turn, reject or approve of them.

Norman C. Jackson,
City Solicitor

NCJ/ks
Enclosures

Schedule "I" to Report No. 84
(Page 4)

172 ONTARIO STREET
KINGSTON, ONTARIO

September 17th

Thomas Lemmon & Sons (1973) Limited,

79 North Street, Kingston, Ontario.

IN ACCOUNT WITH **SWAN, CARTY, BELCH & RYAN**

BARRISTERS AND SOLICITORS

Re: City of Kingston

TO OUR SERVICES in connection with this matter, from our interim account dated December 19th, 1979, to the present time:

1979

Dec.	21	receiving letter from Mr. Ball and forwarding copy to Thomas Lemmon & Sons;

1980

Jan.	5	review of file with Mr. Senior;
Jan.	6	discussions with Muirhead, Ball, Harkness and Senior;
Jan.	10	reviewing report with appraiser;
Jan.	14	preparation of draft letter to City and forwarding copy to clients for approval;
Jan.	15	lengthy letter to City;
Jan.	30	discussions with Mr. Harkness, Mr. Senior, Mr. Muirhead, Hamilton and Ball;
Jan.	31	letter to City;
Feb.	12	further discussions with clients;
Feb.	20	further discussions with Mr. Muirhead, Mr. Hamilton, Mr. Senior and Mr. Harkness;
Feb.	29	further discussions with clients;
Mar.	6	letter to City;
Mar.	11	reviewing file to date;
Mar.	11	receiving letter from Mr. Hamilton and forward copy to clients;

CARTY, BELCH & RYAN
STERS AND SOLICITORS

Mar.	20	receiving letter from City and forwarding copy to client s;
Mar.	25	further discussions with clients;
Mar.	28	letter to City and attending at City Hall to discuss with Mr. Hamilton;
Apr.	9	receiving letter from City and forwarding copy to clients;
Apr.	10	receiving material from City and reviewing same;
Apr.	15	discussion with Mr. Hamilton;
Apr.	17	discussions with Mr. Hamilton, Mr. Muirhead and Mr. Ball;
Apr.	25	letter to City;
May	5	receiving letter from City and forwarding copy to clients;
May	6	further letter to City;
May	26	drafting letter to City and forwarding to clients for approval;
May	29	letter to City;
June	2	receiving letter from City Solicitor and forwarding copy to clients;
July	8	discussions with clients;
July	10	further discussion with Mr. Senior;
July	11	further discussion with Mr. Senior;
July	14	further discussions;
July	22	meeting with clients;

--------3

Schedule "I" to Report No. 84
(Page 6)

.N, CARTY, BELCH & RYAN
.RRISTERS AND SOLICITORS

-3-

to all other correspondence, telephone calls, meetings and discussions.

FEES:		$ 1,30
Disbursements:		
Paid for Mercury Delivery	7.25	
Paid for photo copies	6.75	1
		$ 1,31

This is our Account
SWAN, CARTY, BELCH & RYAN

PER:

Peter G.D.Swan

:fp

Thomas Lemmon & Sons (1973) Limited,
79 North Street, Kingston, Ontario.

December 19th, 1979.

Re: City of Kingston INTERIM ACCOUNT

TO OUR SERVICES in connection with this matter including:-

Discussions with you re City permit problems and N.I.P. acquisition - letter to City;

5 discussions with you and Mr. Muirhead;

5 discussions with Mr. Harkness and Mr. Gorham;

8 discussion with Mr. Harkness;

3 discussion with Mr. Gorham;

letter to Mr. Ball N.I.P. Co-ordinator;

perusing letter from Mr. Ball;

discussion with Mr. Gorham;

perusing letter from Mr. Ball;

letter to Mr. Ball;

discussions with Mr. Senior and Mr. Harkness;

3 preparation for meeting;

perusing letter from City;

discussion with Mr. Harkness;

meeting at City Hall;

meeting set with Grant Timmins;

attending meeting with Timmins, Senior & Hakkness;

letter to the City re letters of November 27th and 28th;

------2

Nov.	30	perusing letter from City;
		preparation of memo;
Dec.	5	meeting with Senior and Harkness;
Dec.	10	discussion with Bob Johnston and Bill Harkness.

all other telephone calls, preparation and memoranda.

FEES: $1,20

Disbursements:

Paid for photo copies	3.00	
Paid for Mercury delivery	1.25	4.
		$1,20
	Aug. 12/80 on Acct.	60
		60

This is our Account
Swan, Carty, Belch & Ryan

Per:

Peter G.D. Swan

:fp

COMMITTEE OF THE WHOLE (Cont'd)

MOTIONS

At City Council Meeting No. 46, held on September 22, 1980, the following was referred to the September 29th meeting:

Alderman Lamppropoulos declared a conflict of interest in Motions (1) & (2) since he is an employee of the Frontenac County Board of Education.

(1) Moved by Ald. Knapp
Seconded by Ald. Bishop

That the following motion (2) of Ald. Knapp and Ald. Bishop, tabled at the Committee of the Whole Meeting on September 8, 1980, be LIFTED FROM THE TABLE, since as requested by Ald. Knapp, a copy of the "Report to the Frontenac County Board of Education on the Effectiveness of Central, Sydenham and Macdonald School as an Educational Facility", dated April, 1977, has been distributed to the members of Council and to the ad hoc Committee on Declining School Enrolment.

CARRIED
Ald. Lampropoulos abstained from voting

Ald. Tarnowecky withdrew at 9:54 p.m.

(2) Moved by Ald. Knapp
Seconded by Ald. Bishop

WHEREAS diminished representation on the Frontenac County Board of Education could result in the City's educational requirements not being duly considered; and

WHEREAS the City's representation on the Board of Education is not proportional to the total monies received by the Board of Education;

THEREFORE BE IT RESOLVED that appropriate measures be taken to determine whether the City can withdraw from participation in the Frontenac County Board of Education for the purposes of establishing a City-wide Board of Education with members elected by the City.

WITHDRAWN

(3) Moved by Ald. Timmins
Seconded by Ald. Webb

That the matter of financial assistance to the Thyroid Foundation of Canada be RECONSIDERED.

CARRIED
Ald. Hawkins opposed

COMMITTEE OF THE WHOLE (CONT'D)

MOTIONS (Cont'd)

(4) Moved by Ald. Miller
Seconded by Ald. Lampropoulos

WHEREAS the Thyroid Foundation of Canada was founded this year in Kingston and had its first meeting at City Hall; and

WHEREAS this organization is the only group of its kind in Canada; and

WHEREAS financial assistance from the City of Kingston would be evidence of our support for this organization;

THEREFORE BE IT RESOLVED THAT Council approve a start-up grant of $250.00 to the Thyroid Foundation of Canada.

and further, that the following budget transfer be approved:

	Increase	Decrease
Finance - Grants	$250.	-
Finance - Contingencies	-	$250.

CARRIED AS AMENDED
See following motion of amendment

Moved by Ald. Miller,
Seconded by Ald. Bishop,

That the Motion of Ald. Miller and Ald. Lampropoulos be amended by add the following:

"and further, that the following budget transfer be approved:

	Increase	Decrease
Finance - Grants	$250.	-
Finance - Contingencies	-	$250.

CARRIED

COUNCIL

* * *

REPORT OF THE COMMITTEE OF THE WHOLE

(C) Moved by Ald. Clements,
Seconded by Ald. Gorham,

That the Report of the Committee of the Whole be adopted, approved an firmed.

CARRIED

MOTION

(1) Moved by Ald. Clark,
Seconded by Ald. Bishop,

That the thanks of council be extended to the members of the Special (to Review the Remuneration of the Elected Officials for their time an in producing an informative and worthwhile report.

CARRIED

NOTICES OF MOTION

(1) Moved by Ald. Hawkins,
Seconded by Ald. Matthews,

That council consider naming the former Kingscourt Public School Property as the "Kingscourt School Park".

REFERRED TO THE COMMITTEE OF THE WHOLE OCTOBER 6, 1980

(2) Moved by Ald. Clark,
Seconded by Ald. Bishop,

Whereas the terms of reference for the Special Committee on remuneration include: "to assess the impact of the new structure on the work load on members of council";

And Whereas the question of the size of council arose several times during the committee deliberations;

And Whereas Council referred this question to the 1981 Council;

Therefore be it resolved that Council request the Special Committee to formulate and forward a recommendation regarding this issue to the 1981 Council for consideration.

REFERRED TO THE COMMITTEE OF THE WHOLE OCTOBER 6, 1980

BYLAWS

Ald. Miller declared a conflict of interest in By-laws 2 and 4 since she is an employee of Queen's University.

(A) Moved by Ald. Hawkins,
Seconded by Ald. Knapp,

That By-Laws 1 to 3 be given their First and Second Readings.

CARRIED
Ald. Miller abstained from voting

(B) Moved by Ald. Lampropoulos,
Seconded by Ald. Matthews,

That Rule 34 of By-Law No. 1 be suspended for the Purpose of Giving By-Law 2 its Third Reading.

CARRIED
Ald. Miller abstained from voting

C) Moved by Ald. McArthur,
Seconded by Ald. Bishop

That By-Laws 2 to 8 be given Third Reading.

CARRIED
Ald. Miller abstained from voting

BYLAWS (Cont'd)

(1) A By-Law to Authorize Improvements to the Public Works Yard under Sec
336 of the Municipal Act.

FIRST & SECOND READING PROPOSED NO. 80-2
Clause 3, Report No. 84, 1980

(2) A By-Law to Amend By-Law No. 10, "A By-Law Respecting Streets" (Tempo
Banner Across Princess Street between Montreal and Sydenham Streets f
October 4, 1980 to October 19, 1980).

THREE READINGS PROPOSED NO. 80-2
Clause 8, Report No. 84, 1980

(3) A By-Law to Confirm the Proceedings of Council at its Meeting Held on
September 29, 1980.

THREE READINGS PROPOSED NO. 80-2
City Council Meeting No. 48, 1980

(4) A By-Law to Amend By-Law No. 10, "A By-Law Respecting Streets" (Temp
Banner Across Princess Street between Montreal and Sydenham Streets f
October 22, 1980 to November 5, 1980 and Temporary Banner Across Univ
Avenue between Clergy and Earl Streets from October 14, 1980 to Octob
1980).

THIRD READING PROPOSED NO.
Clauses 10 and 11, Report No. 80, 1980

(5) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in
Highways of The City of Kingston, Subject to the Provisions of the Hi
Traffic Act" (Clause 13, Report No. 80).

THIRD READING PROPOSED NO.
Clause 13, Report No. 80, 1980

(6) A By-Law to Amend By-Law No. 4489, "A By-Law to Regulate, Supervise a
the Parking of Vehicles on Parking Lots and to Fix the Rates and Char
Parking on such Parking Lots" (Upper Level of Robert Bruce Memorial P
to be Metered).

THIRD READING PROPOSED NO. 8
Clause 19, Report No. 80, 1980

(7) A By-Law to Dedicate Certain One Foot Reserves as Portions of McMahon
Avenue and McMichael Street.

THIRD READING PROPOSED NO. 8-
Clause 2, Report No. 80, 1980

(8) A By-Law to Temporarily Close Portions of Union Street, University Av
Earl Street and Division Street on Saturday, October 18, 1980, Betwee
12 Noon and 1:30 P.M. for Community Purposes.

THIRD READING PROPOSED NO. 8-2
Clause 12, Report No. 80, 1980

UNFINISHED BUSINESS

Ald. Webb said that in Saturday's "Whig-Standard", in the column "Cheers and Jeers of the Week", an item had appeared criticising Council members for their behaviour at a special meeting held to discuss public transit. He wondered which meeting the article referred to, since he did not recall any such behaviour at that meeting. In the interests of accuracy, he believed the paper should print a retraction or correction.

Ald. Webb said he had been trying for a long time to get information from various people regarding the matter of remuneration paid to aldermen on the Health Unit board. He did not wish to embarrass anyone, but wanted this matter to be resolved as quickly as possible. He had felt the Council resolution on this matter, whereby remuneration was to be turned over to the City, was quite clear and Council had etermined over a year ago that no remuneration was to be paid to anyone for sitting n committees or boards. Ald. Webb noted that Ald. Gerretsen had turned over to the ity a cheque for $583., the equivalent of the amount he had received from the Health nit, and for that he would commend Ald. Gerretsen. His question now was, where did he rest of the money go? He would like a detailed explanation of this matter.

cting Mayor Ald. Gerretsen said that he wished to state that he had merely endorsed he cheque paid to him by the Health Unit, making it payable to the City.

ld. Miller said she had also been surprised at the piece in the paper regarding he conduct of Council members at the meeting referred to by Ald. Webb. Although he had not been present throughout the entire meeting, she could recall no unseemly ehaviour of the kind intimated by the press.

ld. Miller drew the attention of Council members to articles which had recently ppeared in the local and national press concerning the death of an elderly lady in ronto. Although this lady had had considerable means, leaving over $100,000 on r death, she had died alone in an advanced stage of senility, of starvation and glect. Although many different public officials, such as building inspectors, blic health nurses, elected officials and others had been in contact with Miss ss in the years preceding her death, none had taken any real action to see that e was placed in a location where care could be provided for her, once she was no nger able to care for herself.

ld. Hawkins withdrew at 10.12 p.m.)

the inquest on the death of Miss Hess, doctors had given evidence that in every y, in every neighbourhood, there were similar cases, and Ald. Miller said she not doubt that there were some in Kingston. This was a shocking matter, and l. Miller said she intended to ask the Senior Citizens Council to develop a tem of crisis awareness for seniors, since some service of this nature was ded. She hoped that a better awareness could be developed in the community of danger signs of this kind of problem and how to deal with it.

. Timmins said that comments had been made with regard to a special committee. haps Ald. McArthur, Ald. Hawkins and anyone else interested could give some gestions to the C.A.O. so that recommendations could be made to Council. He t this should be investigated.

. Knapp said that Ald. Webb had raised a valid point with regard to remuneration ived by aldermen on the Health Unit board. He himself was in a quandary as to to handle this situation. He saw no problem in returning the money itself, but ointed out that anyone receiving such payment would be subject to tax, not only he payment itself, but on the increased amount of total income. He felt the solution would be to wait until he had received a T4 form for 1980, calculate effect of the extra payment, work out the difference and repay that to the City.

ADJOURNMENT

Moved by Ald. McArthur
Seconded by Ald. Matthews

That Council do now adjourn.

CARRIED

Council adjourned at 10.15 p.m.

(L.S.)

(Signed) M.C. Healy
City Clerk

(Signed) J. Gerr
Acting

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CITY COUNCIL MEETING NO. 49

Pursuant to a motion of City Council at its Special Meeting on Tuesday, September 23, 1980, a SPECIAL MEETING OF CITY COUNCIL WILL BE HELD JOINTLY WITH THE PUBLIC UTILITIES COMMISSION OF THE CITY OF KINGSTON ON TUESDAY, SEPTEMBER 30, 1980, AT 7.00 P.M. IN THE BOARD ROOM OF THE COMMISSION'S OFFICE ON COUNTER STREET, to Discuss the Report of the Transit Review Committee, dated September 11, 1980.

CITY COUNCIL MEETING NO. 49

Pursuant to a motion of City Council at its Special Meeting held on Tuesday, September 23, 1980, a SPECIAL MEETING OF CITY COUNCIL WAS HELD JOINTLY WITH THE PUBLIC UTILITIES COMMISSION OF THE CITY OF KINGSTON ON TUESDAY, SEPTEMBER 30, 1980, AT 7:00 P.M. IN THE BOARD ROOM OF THE COMMISSION'S OFFICE ON COUNTER STREET, to Discuss the Report of the Transit Review Committee, dated September 11, 1980.

PRESENT:

Acting Mayor Ald. Gerretsen, Ald. Bishop, Ald. Clark, Ald. Clements, Ald. Hawkins, Ald. Lampropoulos, Ald. Matthews, Ald. Miller (arrived at 7:45 p.m.), Ald. Tarnowecky, Ald. Timmins, Ald. Webb (11)

Commissioner Allmark, Commissioner Blaney, Commissioner Fray and Commissioner Hay.

The matter of the Public Transit System was discussed until 9:45 p.m. in public session.

The members of Council and the Commission only met thereafter "in camera".

(L.S.)

(Signed) *M. C. Healy*
City Clerk

(Signed) *J. P. Gerretsen*
Acting Mayor

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CITY COUNCIL MEETING NO. 50

The Regular Meeting of City Council will be held on Monday, October 6, 1980 commencing at 8:00 p.m. in the Council Chambers.

ROLL CALL

MINUTES

That the Minutes of City Council Meeting No. 46 held on September 22, 1980 and the Minutes of a Special City Council Meeting No. 47 held on September 23, 1980 be confirmed.

PETITIONS

TABLING OF DOCUMENTS

COMMUNICATIONS

To be Filed

(637) Letter to the Hotel Frontenac, Ontario Street, Kingston, from Mr. M.C. Healy, City Clerk, requesting that they remove all signs posted throughout the City which advertise an attraction at the Hotel. Mr. Healy has brought to their attention that advertising in this manner is in violation of By-Law No. 10 and if the signs have not been removed from the City's streets on or before October 6, 1980, the City Solicitor will be requested to take the necessary legal action.

(Note: Copies have been distributed to all members of Council)

File No. 2-1.3

COMMUNICATIONS (Cont'd)

(638) From the Association of Municipalities of Ontario forwarding copies of the following recent issues in the "AMO Reports" series:

Report Nos. 30 - Mortgage Interest Rates
31 - Supplement to AMO's Response to the Draft Planning Act
32 - Parkland Conveyance Standards
33 - Boarding & Lodging Homes & Domiciliary Care Hostels
34 - The General Welfare Assistance Act: Administration Costs
35 - Social & Economic Criteria Used in Ontario Hydro's Site Selection Process
39 - Public Swimming Pools - Ontario Regulation 792/77
42 - Mineral Aggregate Resource Policy

(Note: Reports Filed in Mayor's Office and are Available to Members of Council)

File No. 1-5

To be Referred to the Planning Board

(639) From the Ministry of Housing thanking the City for its copy of the resolution in which the City of Kingston adopted the Assisted Housing Survey Targets as supplement to the Municipal Housing Statement and that they have requested the Ministry of Housing through the Rent Supplement Program to provide accomodation for the identified family unit need.

File No. 8-3.23

COMMITTEE OF THE WHOLE

(A) That Council resolve itself into the Committee of the Whole to hear a delegation, receive reports and to consider motions.

DELEGATION

(1) Portsmouth Village residents will be present re the proposed redevelopment plans for the Lakeview Manor.

*(Note: Mr. T.H. Pearce will be spokesman.
Copies of brief have been distributed to all members of Council)*

REPORTS

That Report No. 85 of the Board of Management of Rideaucrest Home for the Aged be received and considered.

That Report No. 86 of the Committee of the Whole be received and considered.

That Report No. 87 of the Chief Administrative Officer be received and adopted.

3. WHEREAS costs of temporary help at Rideaucrest Home for the Aged were inadvertently charged to Acct. 9931 (Salaries - Housekeeping) thus causing a shortfall in this account;

THEREFORE BE IT RESOLVED that the following budget transfer be approved, in order to correct this situation:

	Increase	Decrease
Acct. 9931 - Salaries - Housekeeping	$18,000.	-
Acct. 9951 - Salaries - Building & Property	-	$6,000.
Acct. 9940 - Salaries - Laundry	-	6,000.
Acct. 9910 - Salaries - Dietary Serving	-	6,000.
	$18,000.	$18,000.

Respectfully submitted

CHAIRMAN

REPORT NO. 86

September 29, 1980.

To the Mayor and Members of Council:

The Committee of the Whole reports and recommends from its "In Camera" Meeting of September 29th, 1980, as follows:

1. That NO ACTION be taken on the offer to sell 10 Auld Street, being the North Half of Lot 13, Registered Plan 219 (Auld Subdivision), to the City for the sum of $50,001.00, which was submitted on behalf of Mr. J.A. Fillion, the owner of the property, since the offered price is far in excess of the appraised value.

Respectfully submitted,

REPORTS

Report No. 87 - Chief Administrative Officer

REPORT NO. 87

October 2, 1980

To the Mayor and Members of Council:

The Chief Administrative Officer reports and recommends as follows:

1.(A) That Clause 5, Report No. 84 of the Chief Administrative Officer, now known as Clause 1(B), Report No. 87 of the Chief Administrative Officer, as follows, be lifted from the Table and be considered.

1.(B) That as recommended by the Administrator of Traffic, Streets and Parking and the Commissioner of Works, the lot layout described on Scheme No. 1 and the road design for the Industrial Park development north of Counter Street, be adopted.

(Note: Copy of the Report of the Chief Administrative Officer and Scheme Nos. 1 and 2 proposed by the Commissioner of Works, are attached as Schedule "A" - 4 pages. A large map of the proposed road design will be displayed at the meeting).

2. That as recommended by the Commissioner of Works, release of the holdback on Contract 79-8W on or after October 6, 1980 to the Contractor, Bennett Paving and Materials Limited, in the amount of $17,070.35 is hereby authorized, with $10,032.88 being retained pending the M.T.C. audit and $570.00 pending a spring inspection of the concrete work.

(Note: Copy of Report of the Commissioner of Works is attached as Schedule "B", 1 page)

3. That as recommended by the Commissioner of Works:

(A) Since the sidewalk on the east side of Wellington Street from Clarence Street northerly 33 m is in a very poor condition and since one of two owners has petitioned for reconstruction of the walk, it is hereby declared desirable that the construction of the said sidewalk should be undertaken as a local improvement; and,

(B) A By-law be presented to Council to authorize the reconstruction of the concrete sidewalk (3.3 m wide) in Wellington Street east side from Clarence Street northerly 33 m under provisions of Section 8 of the Local Improvement Act at a total estimated cost of $6,500.00.

Owners' share.............	$1,997.77
City's share..............	4,159.23
M.T.C. subsidy............	343.00
Debenture amount..........	6,157.00

Report No. 87 - Chief Administrative Officer

3. (Cont'd)

(Note: (1) Provision for this work is included in the 1980 Capital Budget Quota.

(2) Copy of Report of Commissioner of Works is attached as Schedule "C", 1 page)

(See By-Law 2: 80-224)

4. That as recommended by the Commissioner of Works, the following rental rate for trucks for winter control and other municipal uses be approved, to be effective November 11, 1980:

10 cu. yds. capacity - $11.00 per hour
13 cu. yds. capacity - $14.00 per hour
16 cu. yds. capacity - $17.50 per hour
19 cu. yds. capacity - $21.50 per hour

(Note: Copy of Report of Commissioner of Works is attached as Schedule "D", 2 pages).

5. That as recommended by the Commissioner of Works, the tender of Roto-Rooter/ Division of Sewer Rooter Ltd. for television inspection of various sewers, in the amount of $4,193.50, be accepted, being the lowest tender received.

(Note: Copy of Report of Commissioner of Works is attached as Schedule "E", 1 page)

6. That as recommended by the Commissioner of Works:

(A) The revised lot grading plan for "Glenarden South Subdivision" dated September 30, 1980, be approved; and,

(B) The agreement with Dacon Corporation Limited for "Glenarden South Subdivision" be amended to include the revised lot grading plan dated September 30, 1980.

(Note: Copy of Report of the Commissioner of Works is attached as Schedule "F", 1 page)

Report No. 87 - Chief Administrative Officer

7. That as recommended by the City Treasurer, the tender of Bob Martin Construction Co. Ltd. in the amount of $182,700.00 to purchase 3.1 acres, more or less, of the City's lands at the south-east corner of Bath Road and Portsmouth Avenue and being Parcel No. 1 and No. 2 as shown on sketch plan attached as Page 5 of Schedule "G", be accepted, subject to Bob Martin Construction Co. Ltd. obtaining satisfactory financing for the project, and in accordance with the tender conditions as shown on pages 3 & 4 of attached Schedule "G"

- and -

That the Mayor and City Clerk are hereby authorized to execute the necessary deed in form satisfactory to the City Solicitor, to Bob Martin Construction Co. Ltd.

(Note: Copy of Report of the Chief Administrative Officer is attached as Schedule "G", 6 pages)

Respectfully submitted,

Chairman

Schedule "A" to Report No. 87
(Page 1)

CORPORATION OF THE
CITY OF KINGSTON
CE OF THE Chief Administrative Officer

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

Our Ref. No. 9-4

September 22, 1980

MEMORANDUM

TO: MAYOR KEYES AND MEMBERS OF COUNCIL

FROM: MR. R.J. HAMILTON, C.A.O.

RE: INDUSTRIAL PARK DEVELOPMENT

We have reviewed our Industrial Park plans with Mr. Linseman to ascertain the future road needs for this entire project and studied the details of Scheme No. 1 dated July 8, 1980 as prepared by Mr. Graham.

(A) The dates of lots for sale as per our present development plans are summarized below and are directly related to the timing for all services.

1980 Serviced lots will be - No's 1, 12B and C.K.W.S.

1981 Serviced lots will be - No's 2, 3, 7 and 11A

1982 Serviced lots will be - No's 8, 9, 10, 11B, 12A and 13A

1983 Serviced lots will be - No's 4, 5 and 6

In addition to the above lots, 13B and 14 can be done as early as 1980 if laterals are financed from revenue.

City Council will recall that Mr. Graham prepared a second revision showing larger lot sizes if market conditions dictate. The type of sales will dictate the kind of future services to be provided.

(B) In our discussions with Mr. Linseman, he indicated that the present road allowance on Counter Street is 100' in width which is more than adequate for the present and future design of the Counter Street roadway.

The internal road design is quite flexible as presented by Mr. Graham and can be changed to suit the size of lot sales.

...2/

(B) (cont'd)

Mr. Linseman has started to design the entry and exit points to cover lot sales fronting on Counter Street. If one assumes an entry for two adjoining lots the entry exit points would be 2 to 4 for the total frontage. Again this would depend on the size of the individual lots being sold.

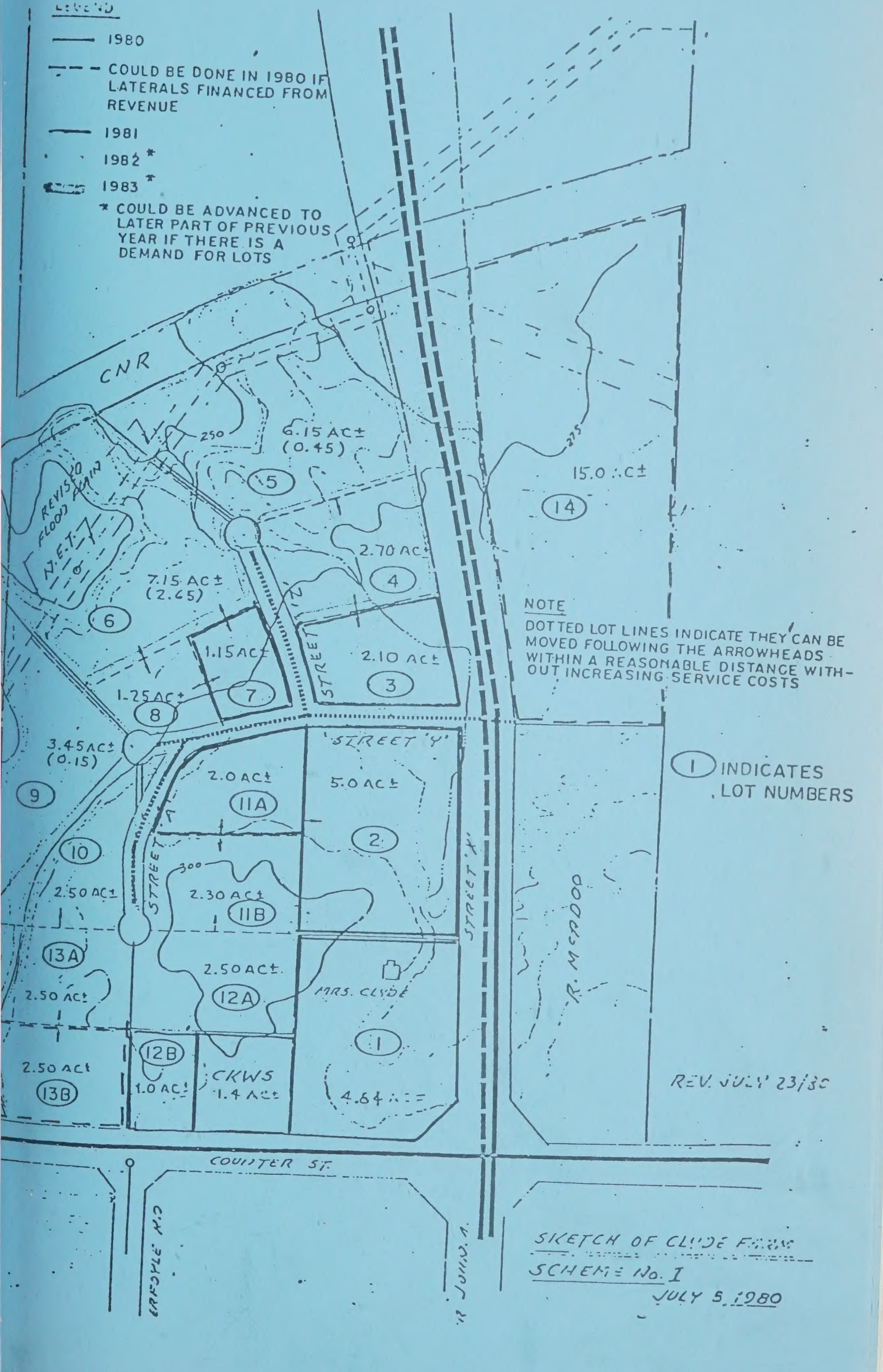
Mr. Linseman has submitted a map showing the road design of this area.

In conclusion, we would recommend that City Council adopt the layout for the Industrial Park per Messrs. Graham and Linseman at this time.

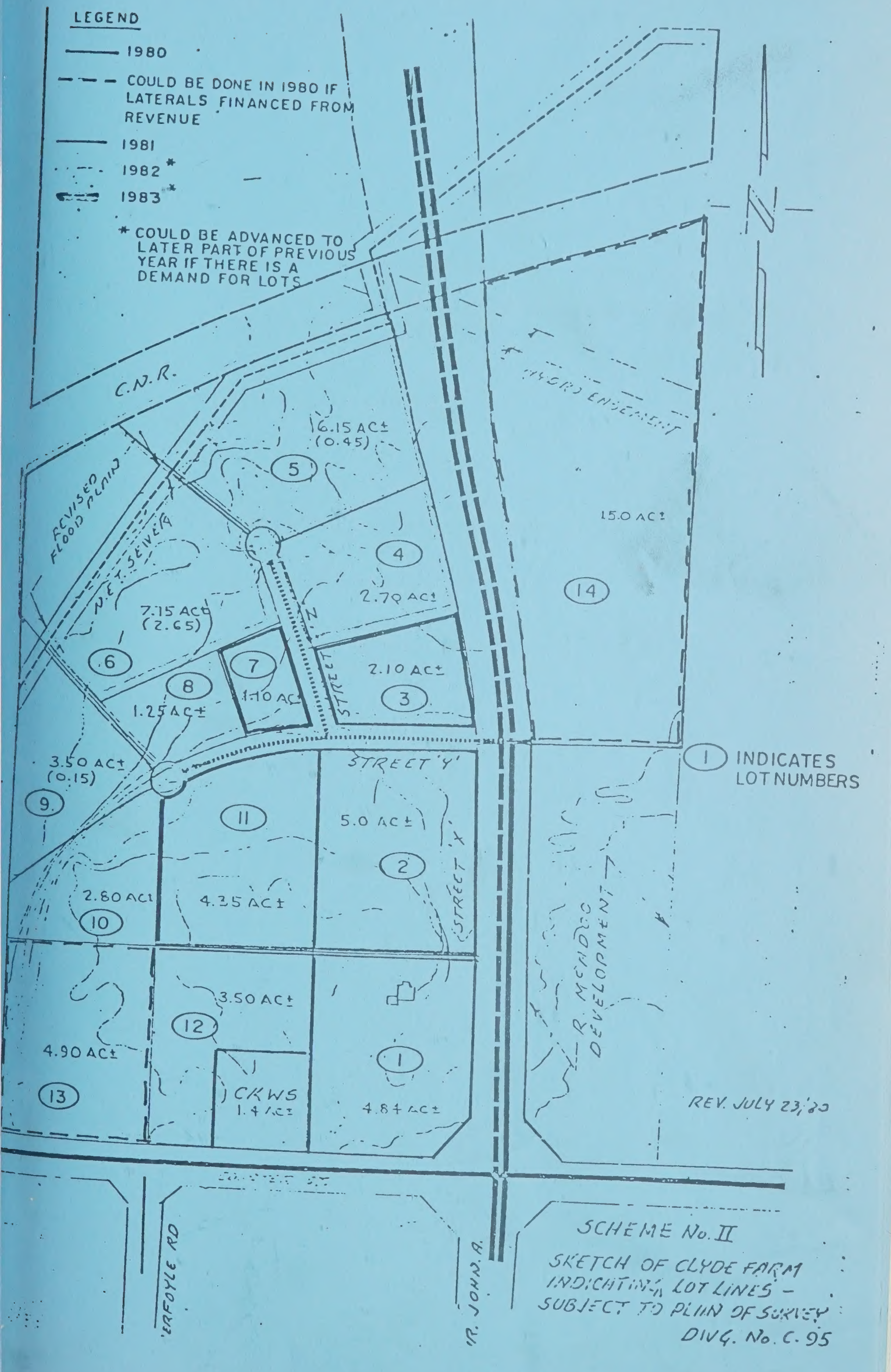
R.J. Hamilton,
C.A.O.

RJH/sd

Schedule "A" to Report No. 87
(Page 3)


LEGEND
1980
COULD BE DONE IN 1980 IF LATERALS FINANCED FROM REVENUE
1981
1982 *
1983 *
* COULD BE ADVANCED TO LATER PART OF PREVIOUS YEAR IF THERE IS A DEMAND FOR LOTS
CNR
REVISED FLOOD PLAIN
N.E.T.
250
6.15 AC± (0.45)
5
2.70 AC±
4
7.15 AC± (2.65)
6
STREET 'Z'
1.15 AC±
7
2.10 AC±
3
1.25 AC±
8
3.45 AC± (0.15)
9
STREET 'Y'
2.0 AC±
11A
5.0 AC±
2
10
STREET 'A'
300
2.50 AC±
2.30 AC±
11B
13A
2.50 AC±
12A
2.50 AC±
MRS. CLYDE
1
12B
2.50 AC±
13B
1.0 AC±
CKWS
1.4 AC±
4.64 AC±
STREET 'X'
R. McADOO
15.0 AC±
14
275
NOTE
DOTTED LOT LINES INDICATE THEY CAN BE MOVED FOLLOWING THE ARROWHEADS WITHIN A REASONABLE DISTANCE WITHOUT INCREASING SERVICE COSTS
1 INDICATES LOT NUMBERS
REV. JULY 23/80
COUNTER ST.
ARGYLE RD
JOHN A.
SKETCH OF CLUDE FARM
SCHEME No. I
JULY 5, 1980

Schedule "A" to Report No. 87
(Page 4)


LEGEND
1980
COULD BE DONE IN 1980 IF LATERALS FINANCED FROM REVENUE
1981
1982*
1983*
* COULD BE ADVANCED TO LATER PART OF PREVIOUS YEAR IF THERE IS A DEMAND FOR LOTS
C.N.R.
REVISED FLOOD PLAIN
N.E.T. SEWER
HYDRO EASEMENT
6.15 AC± (0.45)
5
4
2.70 AC±
7.15 AC± (2.65)
6
7
1.10 AC
8
1.25 AC±
2.10 AC±
3
STREET 'Z'
STREET 'Y'
STREET 'X'
15.0 AC±
14
3.50 AC± (0.15)
9
11
5.0 AC±
2
2.80 AC±
10
4.35 AC±
R. MCNDOC DEVELOPMENT
3.50 AC±
12
4.90 AC±
13
CKWS 1.4 AC±
1
4.84 AC±
1 INDICATES LOT NUMBERS
REV. JULY 23,'80
'ERFOYLE RD
'R. JOHN. A.
SCHEME No. II
SKETCH OF CLYDE FARM INDICATING LOT LINES - SUBJECT TO PLAN OF SURVEY
DWG. No. C-95

Schedule "B" to Report No. 87
(Page 1)

MEMORANDUM

TO: R. J. Hamilton, Chief Administrative Officer

FROM: D. Graham, Commissioner of Works

SUBJECT: Release of holdback Contract 79-8W - Road reconstruction and widening and watermain in Princess Street
- Bennett Paving and Materials Limited

ORIGIN: Public Works Department

ANALYSIS: Council authorized the release of the 12.5% holdback over the portion of work completed last year under the above mentioned contract. It is now in order to release the 12.5% of the holdback for work completed in 1980.

EXISTING POLICY: Council approves release of holdbacks.

FINANCIAL: The 12.5% amounts to $17,070.35. A holdback of 2.5% is being retained pending M.T.C. audit as well as $570.00 since one concrete test did not meet the specification.

RECOMMENDATION: That, release of the holdback on or after October 6th, 1980 to the Contractor, Bennett Paving and Materials Limited, in the amount of $17,070.35 be authorized, with $10,032.88 being retained pending the M.T.C. audit and $570.00 pending a spring inspection of the concrete work.

D. Graham, P. Eng.
Commissioner of Works

PL:JC

Schedule "C" to Report No. 87
(Page 1)

MEMORANDUM

TO: R. J. Hamilton, Chief Administrative Officer

FROM: D. Graham, Commissioner of Works

SUBJECT: Reconstruct concrete sidewalk (3.3 m. wide) in Wellington Street east side from Clarence Street northerly 33 m.

ORIGIN: Public Works Department

ANALYSIS: The cracks and the patched areas make the walk hazardous. Two owners are involved, one signed the petition, the other refused to sign.

EXISTING POLICY: When a sidewalk is reconstructed in a commercial area, it is done under the Local Improvement Act. When a sufficiently signed petition cannot be obtained, the City follows Section 8 of the Act for projects considered essential.

FINANCIAL: Adequate funds are available in the 1980 Capital Budget.

RECOMMENDATION: That, since the walk is in a very poor condition and one of the two owners has petitioned for the walk, a by-law be presented to Council to authorize the reconstruction of the concrete sidewalk (3.3 m. wide) in Wellington Street east side from Clarence Street northerly 33 m., under provisions of Section 8 of the Local Improvement Act.

Estimated costs are:

Total cost........................	$6,500.00
Owners' share....................	$1,997.77
City's share	$4,159.23
M.T.C. subsidy....................	$ 343.00
Debenture amount..................	$6,157.00

D. Graham, P. Eng.
Commissioner of Works

PL:JC

Schedule "D" to Report No. 87
(Page 1)

emo to Mr. R.J.Hamilton, Chief Administrative Officer

ate October 1, 1980

ubject Winter Control - Rental Rates for Trucks

rigin Public Works Department

nalysis Each fall the City, through a notice in the paper, offers an hourly rate for the rental of trucks and invites those interested to register their trucks at the City Yard. In addition, all those who made their trucks available last winter are notified by mail.

Attached as Page 2 of Schedule "D" is a memorandum from Mr. de Lugt, Deputy City Engineer.

inancial The proposed change in rate structure amounts to an average increase of about 6% and appears fair when looking at the rates paid in other municipalities.

ecommendation That the following rental rate for trucks for winter control and other municipal uses, be approved -

10 cu yds capacity - $11.00 per hour
13 cu yds capacity - $14.00 per hour
16 cu yds capacity - $17.50 per hour
19 cu yds capacity - $21.50 per hour

D.Graham, P.Eng
Commissioner of Works

'gg
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Schedule "D" to Report No. 87
(Page 2)

MEMORANDUM

TO: D. Graham, Commissioner of Works

FROM: G. de Lugt, Deputy City Engineer

DATE: September 19th, 1980

SUBJECT: 1980/1981 Truck Rental Rates

ORIGIN: Public Works Department

ANALYSIS: From year to year Council sets rates at which trucks are rented, mainly for the purpose of removing snow through the winter months. The present rental agreements expire on November 10th, 1980. The existing rates are listed for 10 and 13 cu.yd. single axle trucks and for 15 and 19 cu.yd. tandem axle trucks. In order to encourage the use of sideboards to increase the capacity per truck and so improve efficiency and also to provide a more evenly divided scale I would suggest that we increase the minimum rated capacities for tandem axle trucks to 16 cu.yd., so that our rental scale will be based on volumetric increments of 3 cuyds. all along.

FINANCIAL: The present rates are;
Single axle trucks - 10 cu.yd. capacity $10.50/hr.
-13 cu.yd. capacity $13.50/hr.
Tandem Axle trucks - 15 cu.yd. capacity $16.00/hr.
- 19 cu.yd. capacity $20.25/hr.

After comparing rates with other cities in southeastern Ontario and having regard to M.T.C. Subsidy information, the following rates are proposed for the 1980/1981 period:
Single axle trucks - 10 cu.yd. capacity $11.00/hr.
- 13 cu.yd. capacity $14.00/hr.
Tandem axle trucks - 16 cu.yd. capacity $17.50/hr.
- 19 cu.yd. capacity $21.50/hr.

The proposed rates represent a 4-6% increase over the present ones and are graded to reflect to some extent the increase in efficiency of the larger units over the smaller ones.

ECOMMENDATION: The truck rental rates for the period 1980/1981 be fixed as follows (inclusive of driver, fuel, repairs, licence, insurance, etc.)

Truck capacity	Rate per hour
10-13 cu.yds.	$11.00
13-16 cu.yds.	$14.00
16-19 cu.yds	$17.50
over 19 cu.yds.	$21.50

G. de Lugt, P. Eng.
Deputy City Engineer

.;JC

Schedule "E" to Report No.87
(Page 1)

Memo to Mr. R.J.Hamilton, Chief Administrative Officer

Date October 2, 1980

Subject Tenders for Contract 80/12W - Television Inspection of Various Sewers.

Origin Public Works Department

Analysis Television investigation of various sewers that will be involved with new road and sewer construction and/or suspected as major sources of infiltration is important in the preparation of construction projects.

The following tenders were received -

Roto-Rooter/Division of Sewer Rooter Ltd	$4193.50
Superior Sewer Services	4700.00
Camtel Ltd	4760.00
Underwater Teleye	5500.00

Existing Policy It is normal practice to accept the lowest tender. We have received favourable recommendations from the Cities of Ottawa and Nepean concerning the low tenderer.

Financial The tender price of Roto-Rooter/Division of Sewer Rooter Ltd is within the funds available.

Recommendation That the tender of Roto-Rooter/Division of Sewer Rooter Ltd for television inspection of various sewers, in the amount of $4193.50, be accepted being the lowest tender received.

jc/gg

D.Graham, P.Eng
Commissioner of Works

Schedule "F" to Report No. 87
(Page 1)

Memo to	Mr. R.J.Hamilton, Chief Administrative Officer.
Date	September 30, 1980
Subject	Revisions to lot grading plan for Glenarden South Subdivision.
Analysis	Subsequent to the Subdivision Agreement, it has been agreed with the Developer that minor drainage improvements should be incorporated in three cases. In the first case the grade and alignment of the existing open water course was changed after consultation with the Parks Department. In the second case a sewer lateral and inlet have been relocated to avoid the need to place fill on the adjoining lands of the Separate School Board and in the third case a drainage swale was relocated to direct storm water to an existing water course rather than to adjoining lands. In addition, the Developer has agreed to omit certain walk-out basements to eliminate the possibility of those basements being flooded under exceptionally adverse conditions.
Existing Policy	Subdivision Agreement drawings are amended to reflect any significant changes.
Recommendation	That the lot grading plan for Glenarden South as per latest revision, dated September 30, 1980, be adopted.

Schedule "G" to Report No. 87
(Page 1)

CORPORATION OF THE
CITY OF KINGSTON
OFFICE OF THE Chief Administrative Officer

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

Our Ref. No. 12-4.48

October 2, 1980

MEMORANDUM

TO: MAYOR KEYES AND MEMBERS OF COUNCIL

FROM: R.J. HAMILTON, C.A.O.

RE: SALE OF CITY OWNED PROPERTY AT PORTSMOUTH AVENUE AND BATH ROAD

We are forwarding herewith a report from Mr. Cousens recommending acceptance of the Tender from Bob Martin Construction Co. Ltd. for the sale of City owned land at the corner of Portsmouth Avenue and Bath Road at a price of $182,700.

The attached letter from this Company indicates that if we were to add development costs of $90,760.00, the unit price of these proposed buildings would be approximately $3,140. per unit to the developer.

This would appear to be a realistic figure in today's market and we would therefore suggest that Council accept the recommendation from the City Treasurer in this matter.

R.J. Hamilton,
C.A.O.

RJH/sd
Encl.

Schedule "G" to Report No. 87
(Page 2)

OCT 2 1980

MEMORANDUM

TO: R.J. Hamilton,
Chief Administrative Officer

FROM: B.G. Cousens,
City Treasurer

DATE: October 2, 1980

RE: City-owned Property at Portsmouth Avenue and Bath Road - Tenders -

---

The City of Kingston called for tenders for the sale of city-owned property at the corner of Portsmouth Avenue and Bath Road. Tenders closed October 1st, 1980 and we received two tenders as follows:

Bob Martin Construction Co. Ltd.	$182,700.
Grace Church	$ 25,000.

Ross McMahon appraised this property on May 15, 1980 at $167,000.

I recommend that the City accept the tender of Bob Martin Construction Company Limited for the sale of city-owned land at the S/W corner of Portsmouth Avenue and Bath Road, for the sum of $182,700., subject to Bob Martin Construction Company Limited obtaining satisfactory financing for the project, and in accordance with the tender conditions, a copy of which is attached herewith.

I also attach herewith a copy of Mr. Martin's tender which explains what he intends to construct on this property.

BGCousens

BGC/jt
Encl:2

Schedule "G" to Report No. 87
(Page 3)

CORPORATION OF THE CITY OF KINGSTON

CONDITIONS

Sale of Land - Portsmouth Avenue and Bath Road

Parcel No. 1 - 2 acres more or less - unimproved - S/W corner Bath Road and Portsmouth Avenue, bounded by Bath Road, Portsmouth Avenue & Eldon Hall Place.

Parcel No. 2 - 1.1 acres more or less - unimproved - S/W corner of Portsmouth Avenue and Eldon Hall Place, bounded by Portsmouth Avenue and Eldon Hall Place.

(See attached plan)

Zoning - By-Law 8499 passed by Council July 28th, 1975 zones these properties "B-1" (Multiple Family) which permits a maximum of 28 units per acre.

- Chief Building Inspector should be consulted concerning regulations of zoning for the aforementioned property.

Easements - (a) 10 foot wide PUC easement extending the length of Parcel 2.

- (b) Easement for a drainage ditch extending three-quarters of the length of Parcel 2.

- NOTE: The PUC easement lies well toward the south boundary of Parcel 2 and probably would not interfere with construction.

The ditch easement crosses Parcel 2 and would restrict the location on the site of any proposed building.

It is suggested that this problem could be eliminated by the tiling of the ditch and, if necessary, this water course could be altered slightly to a point towards the southerly boundary of the lot. The cost of piping this ditch with 60" pipe is estimated to cost about $65,000. by the City Works Department. The cost of relocation would be assumed by the purchaser.

ervices - See Plan attached for existing services in street.

Water - Local improvement for water is paid off.

Pav't - Local improvement for pavement is paid off.

Sewer - Local improvement for sewer is paid off.

Sewer and Water laterals will be constructed at purchaser's expense to city specifications.

Purchaser must also agree to construct a concrete sidewalk on the frontage of Parcel 1 along the west side of Portsmouth Avenue to connect the existing walk on Bath Road.

Schedule "G" to Report No. 87
(Page 4)

Park Land – Purchaser will be required to make a contribution of park land to the City or cash-in-lieu-of-land, the amount to be related to density of the project in accordance with the City's official plan.

ewer urcharge – Purchaser must pay a Sewer Surcharge pursuant to City by-laws.

ite Plan ontrol – The purchaser will be required to sign a Site Plan Control agreement with the City.

ender – Sealed tenders marked "Tender Sale of Land" accompanied by a certified cheque for 5% of the tender will be accepted by the City Clerk until 12:00 noon D.S.T. Wednesday, October 1st, 1980.

nveyance – Conveyance of the land to the purchaser will occur when the Site Plan Control Agreement has been executed.

quiries – Enquiries to be made to B.G. Cousens, City Treasurer (613) 546-4291 Local 255.

ty By-Laws – Purchaser will comply with all city zoning and building by-laws and building code.

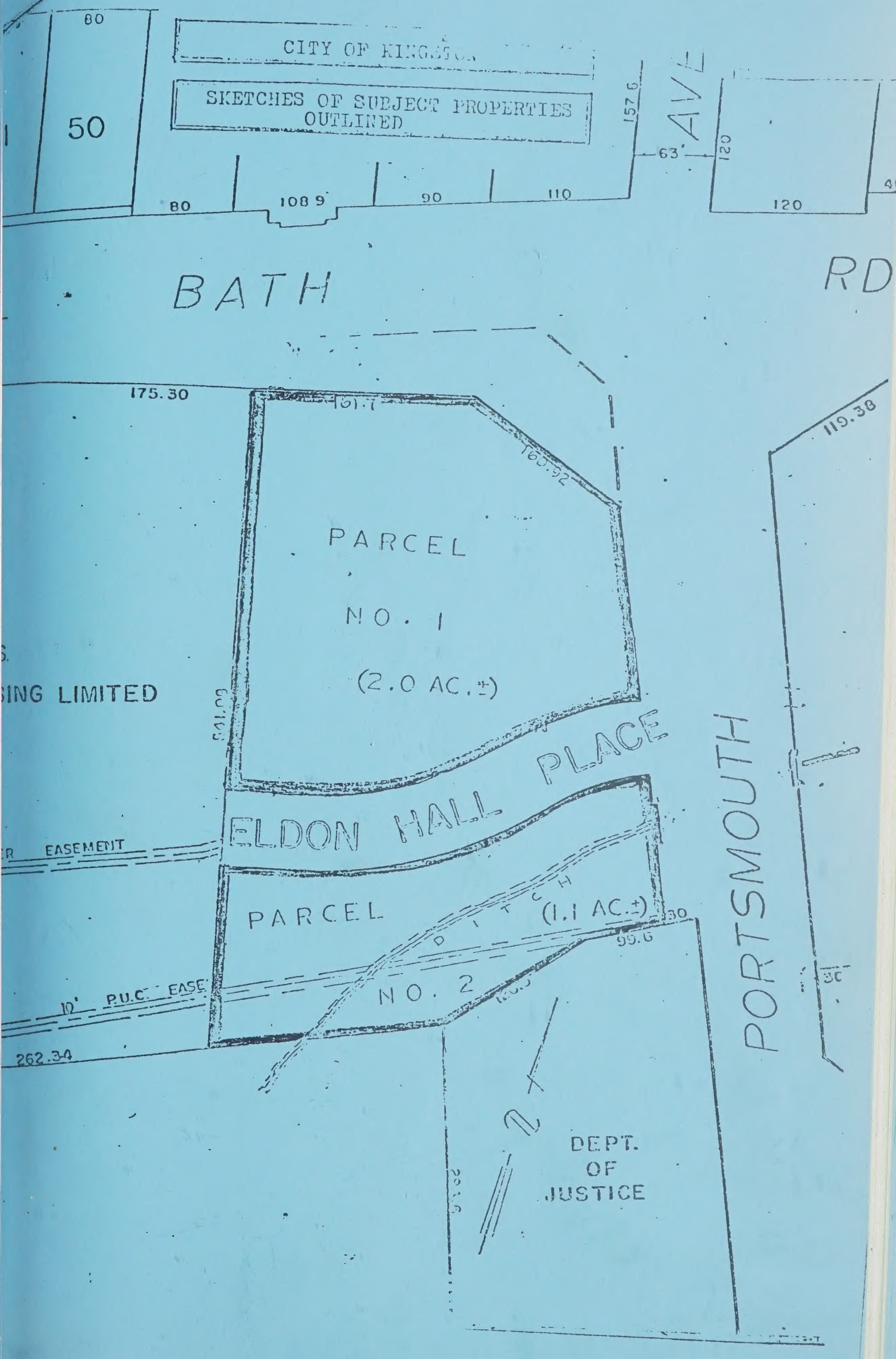
rtial bids – The City reserves the right to accept a partial tender for either Parcel 1 or Parcel 2.

– Neither the highest nor any tender will necessarily be accepted by the City.

ess – Vehicular access to both parcels 1 and 2 will be restricted to Eldon Hall Place - 200 feet west of Portsmouth Avenue. Public entrance and exits will not be permitted on Portsmouth Avenue or Bath Road.

struction – The purchaser will agree by deed covenant that within two years after obtaining title to the property, the buildings as detailed in the development control agreement will be substantially erected.

Schedule "G" to Report No. 87
(Page 5)


CITY OF KI
SKETCHES OF SUBJECT PROPERTIES OUTLINED
80
50
80
108 9
90
110
157 6
63
AVE
120
120
BATH
RD
175.30
161.7
160.92
119.38
PARCEL
NO. 1
(2.0 AC.±)
ING LIMITED
541.09
ELDON HALL PLACE
PORTSMOUTH
R EASEMENT
PARCEL
NO. 2
DITCH
(1.1 AC.±)
30
99.6
10' P.U.C. EASE
262.34
30
N
DEPT.
OF
JUSTICE

Schedule "G" to Report No. 87
(Page 6)

BOB MARTIN CONSTRUCTION CO. LTD.
334 QUEEN MARY ROAD
KINGSTON, ONTARIO
K7M 7E7
PHONE: (613) 548-7136

Admiral's Walk I
BOB MARTIN CONSTRUCTION

September 17,1980.

.C.Healy,
ity Clerk,
ity Hall,
ngston,Ont.
L 2Z3.

Re: Tender City Owned Land
Located at the S/W Corner
of Bath Road and Portsmouth
Avenue.Being Part Lot 17,
Concession 1 of The City of
Kingston

TENDERED PRICE:

Parcel 1 and 2	$182,700.00
Tender Deposit 5%	9,135.00

Conditional on satisfactory financing being arranged.

The two parcels would be purchased together in order to distribute the cost of the $65,000.00 storm pipe on parcel 2.

I would contemplate building three (3) only three (3) storey walkup condominiumized apartment buildings for a total of eighty-seven (87) units, twenty-nine (29) units per building plus a laundry room in each.

My analysis of the cost of this site:

Raw land cost	$182,700.00
Water course storm (60" pipe)	65,000.00
Parkland in lieu of cash 5% of $182,700.00	9,135.00
Sewer surcharge $125.00x85(87 less 2)	10,625.00
Sidewalk requirement on west side of Portsmouth	6,000.00
	$273,460.00

$273,460. ÷ 87 units - $3,143.21 per unit.

Bob Martin Construction Co.Ltd.
Robt. B.Martin
President

BUILDER

COMMITTEE OF THE WHOLE (Cont'd)

MOTIONS

At City Council Meeting No. 48 held on September 29, 1980 the following were ferred to the October 6th meeting:

(1) Moved by Ald. Hawkins,
Seconded by Ald. Matthews,

That council consider naming the former Kingscourt Public School Property as the "Kingscourt School Park".

(2) Moved by Ald. Clark,
Seconded by Ald. Bishop,

Whereas the terms of reference for the Special Committee on remuneration include: "to assess the impact of the new structure on the work load on members of council";

And Whereas the question of the size of council arose several times during the committee deliberations;

And Whereas Council referred this question to the 1981 Council;

Therefore be it resolved that Council request the Special Committee to formulate and forward a recommendation regarding this issue to the 1981 Council for consideration.

(B) That Council rise from the Committee of the Whole and the Chairman report.

COUNCIL

REPORT OF THE COMMITTEE OF THE WHOLE

(C) That the Report of the Committee of the Whole be adopted, approved and confirmed.

MOTIONS

NOTICE OF MOTION

Ald. Miller requests that the following Notice of Motion be considered at this meeting:

(1) Moved by Ald. Miller,
Seconded by Ald. Matthews,

That Council request Planning Board to prepare a recommendation on the Cedek proposal as soon as possible.

CITY COUNCIL MEETING NO. 50

October 6, 1980

BYLAWS

(A) That By-Laws 1 to 3 be given their First & Second Reading.

(B) That By-Law 3 be given its Third Reading.

(1) A By-Law to Amend By-Law No. 2537, "A By-Law to Ratify and Confirm the Establishment of Petty Cash and Change Funds" (Increase Rideaucrest Petty Cash Fund to $1,000.00).

FIRST & SECOND READING
Clause 1, Report No. 85, 1980 PROPOSED NO. 80-223

(2) A By-Law to Authorize the Reconstruction of Concrete Sidewalk , 3.3 m wide in Wellington Street East Side from Clarence Street Northerly 33 m under Provisions of Section 8 of The Local Improvement Act .

FIRST & SECOND READING
Clause 3, Report No. 87, 1980 PROPOSED NO. 80-224

(3) A By-Law to Confirm the Procedings of Council at its Meeting Held on October 6, 1980.

THREE READINGS
City Council Meeting No. 50, 1980 PROPOSED NO. 80-225

UNFINISHED BUSINESS

ADJOURNMENT

Kingston

QUEEN'S UNIVERSITY LIBRARY
DOCUMENTS DEPARTMENT

CITY COUNCIL MEETING NO. 50

The Regular Meeting of City Council was held on Monday, October 6, 1980 commencing at 8:00 p.m. in the Council Chambers. His Worship Mayor Keyes presided.

ROLL CALL

Mayor Keyes, Ald. Bishop, Ald. Clark, Ald. Clements, Ald. Gerretsen, Ald. Gorham, Ald. Hawkins, Ald. Knapp, Ald. Lampropoulos, Ald. Matthews, Ald. Miller, Ald. Tarnowecky, Ald. Timmins. (13)

ADMINISTRATIVE STAFF PRESENT

Mr. R.J. Hamilton, Chief Administrative Officer;
Mr. B. Cousens, City Treasurer,
Mr. D. Graham, Commissioner of Public Works,
Mr. M.C. Healy, City Clerk;
Mr. N.C. Jackson, City Solicitor (arrived at 8:15 p.m.);
Mr. K.G. Linseman, Traffic, Streets & Parking Administrator.

MINUTES

Moved by Ald. Bishop,
Seconded by Ald. Clark,

That the Minutes of City Council Meeting No. 46 held on September 22, 1980 and the Minutes of a Special City Council Meeting No. 47 held on September 23, 1980 be confirmed.

CARRIED

COMMUNICATIONS

Council consented to the addition of Communications No. 640 to 646.

Filed

(637) Letter to the Hotel Frontenac, Ontario Street, Kingston, from Mr. M.C. Healy, City Clerk, requesting that they remove all signs posted throughout the City which advertise an attraction at the Hotel. Mr. Healy has brought to their attention that advertising in this manner is in violation of By-Law No. 10 and if the signs have not been removed from the City's streets on or before October 6, 1980, the City Solicitor will be requested to take the necessary legal action.

(Note: Copies have been distributed to all members of Council)

File No. 2-1.3

COMMUNICATIONS (Cont'd)

(638) From the Association of Municipalities of Ontario forwarding the following recent issues in the "AMO Reports" series

Report Nos. 30 - Mortgage Interest Rates
31 - Supplement to AMO's Res[illegible] Planning Act
32 - Parkland Conveyance Standards
33 - Boarding & Lodging Homes & D[illegible]
34 - The General Welfare Assistance Administration Costs
35 - Social & Economic Criteria Used in [illegible] Site Selection Process
39 - Public Swimming Pools - Ontario Regulation [illegible]
42 - Mineral Aggregate Resource Policy

(Note: Reports Filed in Mayor's Office and are Available to Members of Council)

File No. 1-5

Referred to the Planning Board

(639) From the Ministry of Housing thanking the City [illegible] which the City of Kingston adopted the Ass[illegible] supplement to the Municipal Housing Statement and [illegible] the Ministry of Housing through the Rent Supplement [illegible] ation for the identified family [illegible]

Which Had Been Referred to All Department Heads

(640) From the Honourable Thomas H. Wells, Minister of Intergovernmental Affairs notifying of the Details of the 1981 Ontario Municipal Training Program which assists local governments in attracting and developing qualified candidates for management positions and to provide practical experience to graduates in courses of study directly related to municipal finance and administration.

(Note: *Copies were distributed to all members of Council with the Agenda.)*

File No. 17-9

Filed

(641) From the Honourable Claude F. Bennett, Minister of Housing, advising that, since no other objections or issues were raised respecting the designation of the Winnifred Binnington lands and the Melville E. Binnington Estate, the final portion of Amendment No. 1 to the Official Plan for the City of Kingston Planning Area under Section 44a of *The Planning Act*, has been approved.

File No. 16-1.1-1

COMMUNICATIONS (Cont'd)

Which Had Been Referred to the City Treasurer

(642) From the Honourable Paul Cosgrove, Minister of Public Works, advising that the responsibility for administering the Municipal Grants Act was transferred from the Minister of Finance to the Minister of Public Works, effective April 14, 1980. The Minicipal Grants Division is now located in Public Works Headquarters in Ottawa.

File No. 6-2

Referred to the Airport Administrator

(643) From the Ministry of Housing requesting the City's comments regarding the existing policy of land use near airports and problems which were encountered in implementing it.

File No. 1-2.1-1

Filed

(644) From Miss Beatrice L. Scammell, owner of 72 Pembroke Street, advising that she does not wish to purchase the 56 ft. x 122 ft. piece of property on the stopped up portion of Davidson Street west of Pembroke Street, as offered to her by the City.

File No. 20-9.12

Filed

(645) From D.H. Fryer, Treasurer, Kingston, England, Church Bells Fund, expressing appreciation to the City of Kingston for a donation given two years ago to assist in the rehanging of church bells in the village. Mr. Fryer also enclosed a book entitled "Kingston, A South Hams Village", giving a history of the Village of Kingston, England.

File No. 7-3

Filed

(646) From Mayor Keyes, advising that the most recent issue of the magazine "Options", contained a very informative article by the Ho. Flora MacDonald, M.L.A.

ile No. 3-6.

COMMITTEE OF THE WHOLE

(A) Moved by Alderman Clements,
Seconded by Alderman Gerretsen,

That Council resolve itself into the Committee of the Whole to hear a delegation, receive reports and to consider motions.

CARRIED

(B) Moved by Alderman Hawkins,
Seconded by Alderman Lampropoulos,

That Council rise from the Committee of the Whole and the Chairman repo

CARRIED

REPORT OF THE COMMITTEE OF THE WHOLE

The Chairman reported that the following delegation, reports and motions were considered in the Committee of the Whole:

DELEGATION

Mr. T.H. Pearce spoke on behalf of Portsmouth Village residents regarding the proposed CEDEK Redevelopment Plans for the Lakeview Manor Hotel Property.

(NOTE: Copies of Brief were distributed to all members of Council)

REPORTS

Ald. Matthews presented Report No. 85 of the Board of Management of Rideaucre

Moved by Alderman Matthews,
Seconded by Alderman Lampropulos,

That report No. 85 of the Board of Management of Rideaucrest Home be receive considered.

REPORT NO. 85

September 29th, 1980

To the Mayor and Members of Council:

The Board of Management of Rideaucrest Home for the Aged reports and recommends as follows:

REPORTS (Cont'd)

Report No. 85 - Board of Management of Rideaucrest Home for the Aged

1. WHEREAS By-Law No. 2537, 'A By-Law to Ratify and Confirm the Establishment of Petty Cash and Change Funds' presently provides for a $500.00 Petty Cash Fund at Rideaucrest Home for the Aged; and

WHEREAS, because of the many social activities at the Home, and the purchase and sale of handicraft materials, it has become evident that the said Petty Cash Fund of $500.00 is insufficient for the purposes of the Home;

THEREFORE BE IT RESOLVED THAT, as recommended by the Administrator of Rideaucrest Home for the Aged, a by-law be presented to Council to amend By-Law No. 2537, 'A By-Law to Ratify and Confirm the Establishment of Petty Cash and Change Funds' to provide for a Petty Cash Fund of $1,000.00 at Rideaucrest Home for the Aged.

(See By-Law 1 : No. 80-223)

CARRIED

2. WHEREAS during September it became evident that oil was leaking from the underground oil tank at Rideaucrest Home for the Aged; and

WHEREAS, upon excavation, the leaking oil tank was found to be beyond repair, and the back-up oil tank was found to be severely corroded; and

WHEREAS it has been necessary to replace these tanks at a cost of $8,637.42 for the work and materials, and $4,840.25 for the cost of the tank itself;

THEREFORE BE IT RESOLVED that, in order to cover the costs of the replacement of the underground oil tanks at Rideaucrest Home, the following budget transfers be approved:

	Increase	Decrease
Acct. 9961 - Equipment Replacement - Building and Property	$3,000.	-
Acct. 9971A - Equipment Replacement - Office	-	$1,000.
Acct. 9948 - Equipment Replacement - Laundry	-	1,000.
Acct. 9927 - Equipment Replacement - Nursing	-	1,000.
	$3,000.	$3,000.

(Note: Sufficient funds remain in the 1980 Budget to provide for the balance of the total costs of replacement of the tank)

CARRIED

REPORTS (Cont'd)

Report No. 85 - Board of Management of Rideaucrest Home for the Aged

3. WHEREAS costs of temporary help at Rideaucrest Home for the Aged were inadvertently charged to Acct. 9931 (Salaries - Housekeeping) thus causing a shortfall in this account;

THEREFORE BE IT RESOLVED that the following budget transfer be approved, in order to correct this situation:

	Increase	Decrease
Acct. 9931 - Salaries - Housekeeping	$18,000.	-
Acct. 9951 - Salaries - Building & Property	-	$6,000.
Acct. 9940 - Salaries - Laundry	-	6,000.
Acct. 9910 - Salaries - Dietary Serving	-	6,000.
	$18,000.	$18,000.

CARRIED

Respectfully submitted

(Signed) *Ken Matthews* (Chairman)
Bill Bishop
J. Gerretsen
A. Lampropoulos

REPORT NO. 86 - REPORT OF THE COMMITTEE OF THE WHOLE

Moved by Alderman Tarnowecky,
Seconded by Alderman Hawkins,

That Report No. 86 of the Committee of the Whole be received and considered.

CARRIED

REPORT NO. 86

September 29, 1980.

To the Mayor and Members of Council:

The Committee of the Whole reports and recommends from its "In Camera" Meeting of September 29th, 1980, as follows:

Ald. Gorham declared a conflict of interest in Clause 1 since he is the Solicitor for Mr. Fillion.

1. That NO ACTION be taken on the offer to sell 10 Auld Street, being the North Half of Lot 13, Registered Plan 219 (Auld Subdivision), to the City for the sum of $50,001.00, which was submitted on behalf of Mr. J.A. Fillion, the owner of the property, since the offered price is far in excess of the appraised value.

CARRIED
Ald. Gorham abstained from voting

Respectfully submitted,

Chairman

REPORTS

Report No. 87 - Chief Administrative Officer

Council consented to the addition of Clause 8.

Moved by Ald. Miller,
Seconded by Ald. Timmins,

That Report No. 87 of the Chief Administrative Officer be received and adopted.

REPORT NO. 87

To the Mayor and Members of Council:

October 2, 1980

The Chief Administrative Officer reports and recommends as follows:

1. (A) Moved by Alderman Timmins
Seconded by Alderman Clements.

That Clause 5, Report No. 84 of the Chief Administrative Officer, now known as Clause 1(B), Report No. 87 of the Chief Administrative Officer, as follows, be lifted from the Table and be considered.

CARRIED

REPORT NO. 87 - Chief Administrative Officer

1.(B) That as recommended by the Administrator of Traffic, Streets and Parking and the Commissioner of Works, the lot layout described on Scheme No. 1 and the road design for the Industrial Park development north of Counter Street, be adopted.

(Note: Copy of the Report of the Chief Administrative Officer and Scheme Nos. 1 and 2 proposed by the Commissioner of Works, are attached as Schedule "A" - 4 pages. A large map of the proposed road design will be displayed at the meeting).

Carried
(See following motion

Alderman Clark withdrew at 9:00, returned at 9:07 p.m.
Mr. Cousens withdrew at 9:05, returned at 9:07 p.m.

1.(C) Moved by Alderman Gerretsen,
Seconded by Alderman Tarnowecky,

That only one access point be permitted off Counter Street opposite Aberfoyle Road and that a service road parallel to Counter Street be constructed.

REFERRED TO THE ADMINISTRATOR OF TRAFFIC, STREETS AND PA
(See following motion)

1(D) Moved by Alderman Gerretsen,
Seconded by Alderman Tarnowecky,

That clause 1 (B) and motion 1(C) of Ald. Gerretsen and Ald. Tarnowe be referred to the Administrator of Traffic, Streets and Parking further information and recommendations regarding access points on Co Street.

CARRIED

2. That as recommended by the Commissioner of Works, release of the holdback on Contract 79-8W on or after October 6, 1980 to the Contractor, Bennett Paving and Materials Limited, in the amount of $17,070.35 is hereby authorized, with $10,032.88 being retained pending the M.T.C. audit.

(Note: Copy of Report of the Commissioner of Works is attached as Schedule "B", 1 page)

CARRIED

3. That as recommended by the Commissioner of Works:

(A) Since the sidewalk on the east side of Wellington Street from Clarence Street northerly 33 m is in a very poor condition and since one of two owners has petitioned for reconstruction of the walk, it is hereby declared desirable that the construc of the said sidewalk should be undertaken as a local improveme and,

(B) A By-law be presented to Council to authorize the reconstructi of the concrete sidewalk (3.3 m wide) in Wellington Street eas side from Clarence Street northerly 33 m under provisions of Section 8 of the Local Improvement Act at a total estimated co of $6,500.00.

Owners' share..............	$1,997.77
City's share..............	4,159.23
M.T.C. subsidy............	343.00
Debenture amount........	6,157.00

Report No. 87 - Chief Administrative Officer

3. (Cont'd)

(Note: (1) *Provision for this work is included in the 1980 Capital Budget Quota.*

(2) *Copy of Report of Commissioner of Works is attached as Schedule "C", 1 page)*

(See By-Law 2: 80-224)

CARRIED

4. That as recommended by the Commissioner of Works, the following rental rate for trucks for winter control and other municipal uses be approved, to be effective November 11, 1980:

10 cu. yds. capacity - $11.00 per hour
13 cu. yds. capacity - $14.00 per hour
16 cu. yds. capacity - $17.50 per hour
19 cu. yds. capacity - $21.50 per hour

(Note: Copy of Report of Commissioner of Works is attached as Schedule "D", 2 pages).

CARRIED

Alderman Clements withdrew at 9:12 p.m.,
Alderman Tarnowecky withdrew at 9:12 p.m.,
Mr. Linseman withdrew at 9:15 p.m.

5. That as recommended by the Commissioner of Works, the tender of Roto-Rooter/ Division of Sewer Rooter Ltd. for television inspection of various sewers, in the amount of $4,193.50, be accepted, being the lowest tender received.

(Note: Copy of Report of Commissioner of Works is attached as Schedule "E", 1 page)

CARRIED

. That as recommended by the Commissioner of Works:

(A) The revised lot grading plan for "Glenarden South Subdivision" dated September 30, 1980, be approved; and,

(B) The agreement with Dacon Corporation Limited for "Glenarden South Subdivision" be amended to include the revised lot grading plan dated September 30, 1980.

(Note: Copy of Report of the Commissioner of Works is attached as Schedule "F", 1 page)

CARRIED

Report No. 87 - Chief Administrative Officer

7. That as recommended by the City Treasurer, the tender of Bob Martin Constr Co. Ltd. in the amount of $182,700.00 to purchase 3.1 acres, more or less, the City's lands at the south-west corner of Bath Road and Portsmouth Aven and being Parcel No. 1 and No. 2 as shown on sketch plan attached as Page Schedule "G", be accepted, subject to Bob Martin Construction Co. Ltd. obta satisfactory financing for the project, and in accordance with the tender ditions as shown on pages 3 & 4 of attached Schedule "G"

- and -

That the Mayor and City Clerk are hereby authorized to execute the necessa deed in form satisfactory to the City Solicitor, to Bob Martin Constructio Ltd.

(Note: Copy of Report of the Chief Administrative Officer is attached as Schedule "G", 6 pages)

CARRIED

Mr. Graham withdrew at 9:18 p.m.
Alderman Tarnowecky returned at 9:20 p.m.
Alderman Clements returned at 9:22 p.m.

8. That the decision of the Land Compensation Board, which valued the former Kingston Portsmouth Marina Property on the Portsmouth Olympic Park Site at $187,659.00, together with interest at the rate of 6% per annum on such part as remains outstanding from the date of possession on May 1st, 1974, be accepted and not appealed; and further, that the account of W.E. Webster, in the amount of $6,177.63, be approved for payment.

CARRIED

Respectfully submitted,

R.J. Hamilton,
Chief Administrative Officer

Schedule "A" to Report No. 87
(Page 1)

CORPORATION OF THE
CITY OF KINGSTON
E OF THE Chief Administrative Officer

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

Our Ref. No. 9-4

September 22, 1980

MEMORANDUM

TO: MAYOR KEYES AND MEMBERS OF COUNCIL

FROM: MR. R.J. HAMILTON, C.A.O.

RE: INDUSTRIAL PARK DEVELOPMENT

We have reviewed our Industrial Park plans with Mr. Linseman to ascertain the future road needs for this entire project and studied the details of Scheme No. 1 dated July 8, 1980 as prepared by Mr. Graham.

(A) The dates of lots for sale as per our present development plans are summarized below and are directly related to the timing for all services.

1980 Serviced lots will be - No's 1, 12B and C.K.W.S.

1981 Serviced lots will be - No's 2, 3, 7 and 11A

1982 Serviced lots will be - No's 8, 9, 10, 11B, 12A and 13A

1983 Serviced lots will be - No's 4, 5 and 6

In addition to the above lots, 13B and 14 can be done as early as 1980 if laterals are financed from revenue.

City Council will recall that Mr. Graham prepared a second revision showing larger lot sizes if market conditions dictate. The type of sales will dictate the kind of future services to be provided.

(B) In our discussions with Mr. Linseman, he indicated that the present road allowance on Counter Street is 100' in width which is more than adequate for the present and future design of the Counter Street roadway.

The internal road design is quite flexible as presented by Mr. Graham and can be changed to suit the size of lot sales.

...2/

Schedule "A" to Report No. 87
(Page 2)

- 2 - September 22, 198

(B) (cont'd)

Mr. Linseman has started to design the entry and exit points to cover lot sales fronting on Counter Street. If one assumes an entry for two adjoining lots the entry exit points would be 2 to 4 for the total frontage. Again this would depend on the si of the individual lots being sold.

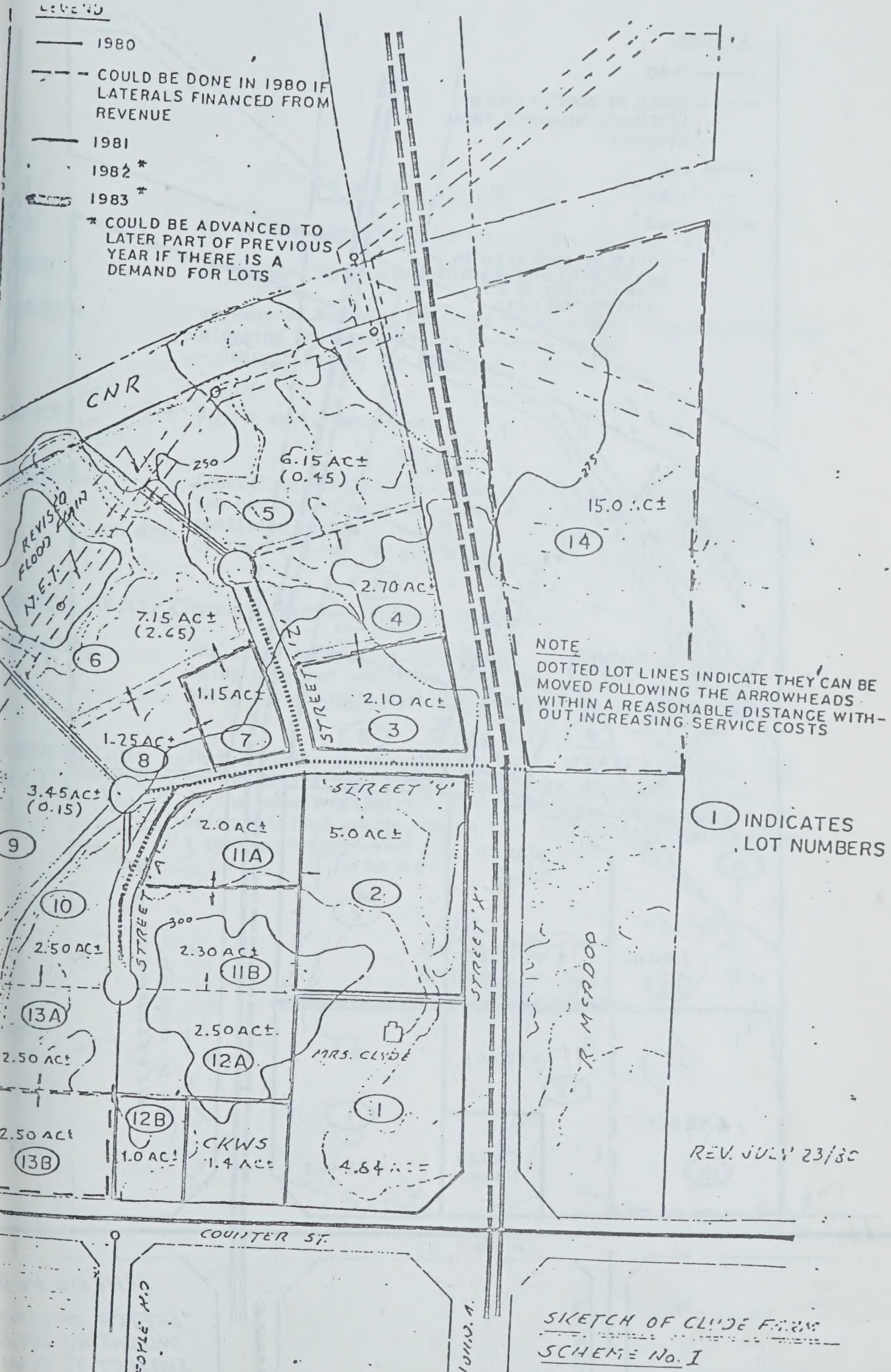
Mr. Linseman has submitted a map showing the road design of this area.

In conclusion, we would recommend that City Counci adopt the layout for the Industrial Park per Messr Graham and Linseman at this time.

R.J. Hamilton,
C.A.O.

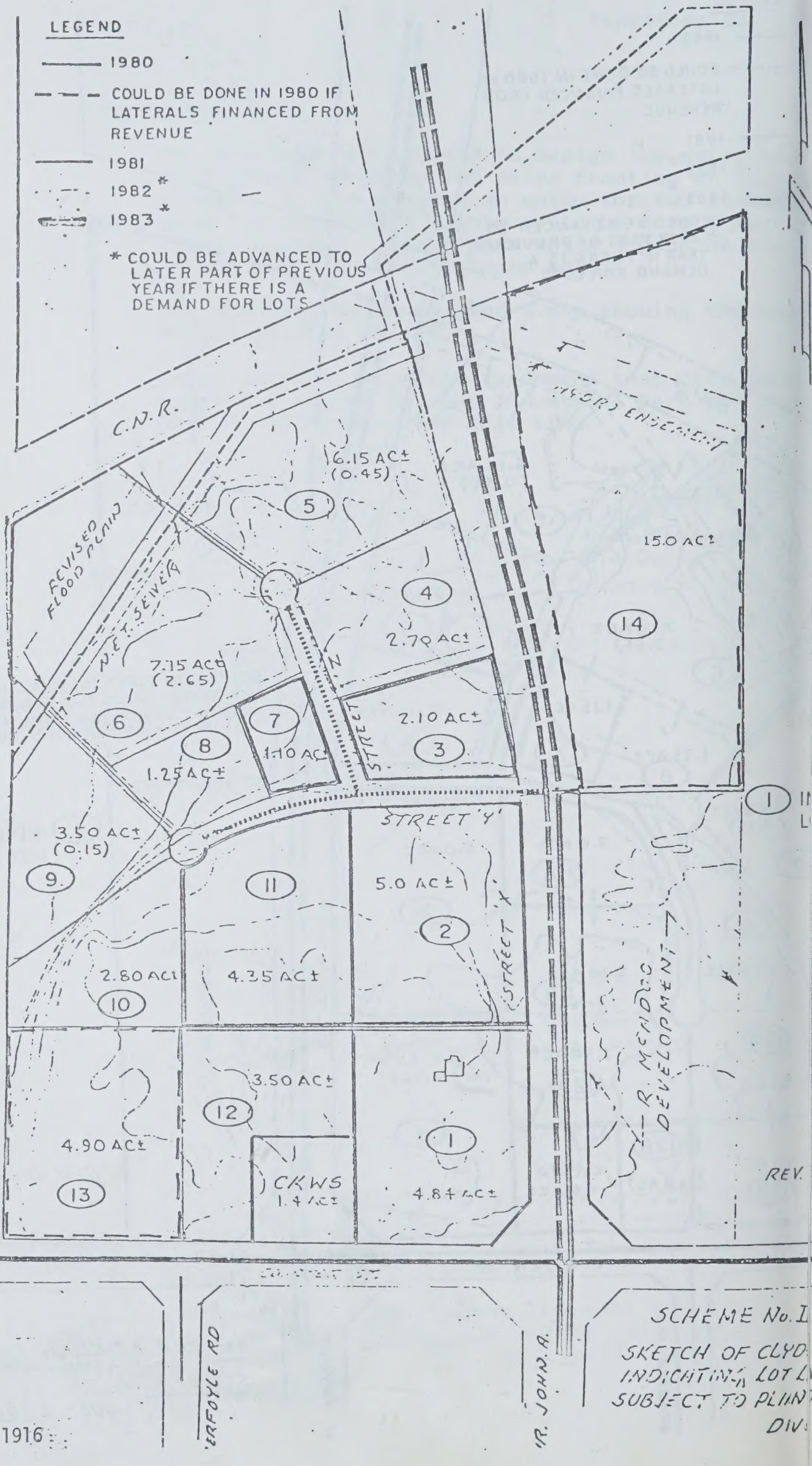
RJH/sd

Schedule "A" to Report No. 87
(Page 3)


LEGEND
1980
COULD BE DONE IN 1980 IF LATERALS FINANCED FROM REVENUE
1981
1982 *
1983 *
* COULD BE ADVANCED TO LATER PART OF PREVIOUS YEAR IF THERE IS A DEMAND FOR LOTS
CNR
REVISED FLOOD PLAIN
N.E.T.
250
6.15 AC±
(0.45)
5
7.15 AC±
(2.65)
6
2.70 AC±
4
STREET 'Z'
1.15 AC±
7
2.10 AC±
3
1.25 AC±
8
3.45 AC±
(0.15)
9
STREET 'Y'
2.0 AC±
11A
5.0 AC±
2
10
STREET 'A'
300
2.50 AC±
2.30 AC±
11B
13A
2.50 AC±
12A
MRS. CLYDE
2.50 AC±
12B
1.0 AC±
CKWS
1.4 AC±
1
4.64 AC±
2.50 AC±
13B
STREET 'X'
R. McADOO
275
15.0 AC±
14
NOTE
DOTTED LOT LINES INDICATE THEY CAN BE MOVED FOLLOWING THE ARROWHEADS WITHIN A REASONABLE DISTANCE WITHOUT INCREASING SERVICE COSTS
1 INDICATES LOT NUMBERS
REV. JULY 23/80
COUNTER ST.
GARGYLE RD
SIR JOHN A.

SKETCH OF CLYDE FARM
SCHEME No. I
JULY 5, 1980

Schedule "A" to Report No. 87
(Page 4)


LEGEND
1980
COULD BE DONE IN 1980 IF LATERALS FINANCED FROM REVENUE
1981
1982 *
1983 *
* COULD BE ADVANCED TO LATER PART OF PREVIOUS YEAR IF THERE IS A DEMAND FOR LOTS
C.N.R.
HYDRO EASEMENT
REVISED FLOOD PLAIN
N.E.T. SEWER
6.15 AC± (0.45)
5
4
2.70 AC±
7.15 AC± (2.65)
6
7
1.10 AC±
8
1.25 AC±
STREET 'Z'
2.10 AC±
3
15.0 AC±
14
STREET 'Y'
3.50 AC± (0.15)
9
11
5.0 AC±
2
STREET 'X'
2.80 AC±
10
4.35 AC±
R. MENDIC DEVELOPMENT
3.50 AC±
12
4.90 AC±
13
CKWS 1.4 AC±
1
4.84 AC±
1
REV.
ERFOYLE RD
R. JOHN A.
SCHEME No. I
SKETCH OF CLYD
INDICATING LOT L
SUBJECT TO PLAN
DIV

Schedule "B" to Report No. 87
(Page 1)

MEMORANDUM

TO: R. J. Hamilton, Chief Administrative Officer

FROM: D. Graham, Commissioner of Works

SUBJECT: Release of holdback Contract 79-8W - Road reconstruction and widening and watermain in Princess Street - Bennett Paving and Materials Limited

ORIGIN: Public Works Department

ANALYSIS: Council authorized the release of the 12.5% holdback over the portion of work completed last year under the above mentioned contract. It is now in order to release the 12.5% of the holdback for work completed in 1980.

EXISTING POLICY: Council approves release of holdbacks.

FINANCIAL: The 12.5% amounts to $17,070.35. A holdback of 2.5% is being retained pending M.T.C. audit as well as $570.00 since one concrete test did not meet the specification.

RECOMMENDATION: That, release of the holdback on or after October 6th, 1980 to the Contractor, Bennett Paving and Materials Limited, in the amount of $17,070.35 be authorized, with $10,032.88 being retained pending the M.T.C. audit and $570.00 pending a spring inspection of the concrete work.

D. Graham, P. Eng.
Commissioner of Works

:JC

Schedule "C" to Report No. 87
(Page 1)

MEMORANDUM

TO: R. J. Hamilton, Chief Administrative Officer

FROM: D. Graham, Commissioner of Works

SUBJECT: Reconstruct concrete sidewalk (3.3 m. wide) in Wellington Street east side from Clarence Street northerly 33 m.

ORIGIN: Public Works Department

ANALYSIS: The cracks and the patched areas make the walk hazardous. Two owners are involved, one signed the petition, the other refused to sign.

EXISTING POLICY: When a sidewalk is reconstructed in a commercial area, it is done under the Local Improvement Act. When a sufficien signed petition cannot be obtained, the City follows Secti of the Act for projects considered essential.

FINANCIAL: Adequate funds are available in the 1980 Capital Budget.

RECOMMENDATION: That, since the walk is in a very poor condition and one of the two owners has petitioned for the walk, a by-law be presented to Council to authorize the reconstruction of the concrete sidewalk (3.3 m. wide) in Wellington Stree east side from Clarence Street northerly 33 m., under provisions of Section 8 of the Local Improvement Act.

Estimated costs are:

Total cost	$6,500.00
Owners' share	$1,997.77
City's share	$4,159.23
M.T.C. subsidy	$ 343.00
Debenture amount	$6,157.00

D. Graham, P. Eng.
Commissioner of Works

PL:JC

Schedule "D" to Report No. 87
(Page 1)

emo to Mr. R.J.Hamilton, Chief Administrative Officer

ate October 1, 1980

ubject Winter Control - Rental Rates for Trucks

igin Public Works Department

alysis Each fall the City, through a notice in the paper, offers an hourly rate for the rental of trucks and invites those interested to register their trucks at the City Yard. In addition, all those who made their trucks available last winter are notified by mail.

Attached as Page 2 of Schedule "D" is a memorandum from Mr. de Lugt, Deputy City Engineer.

nancial The proposed change in rate structure amounts to an average increase of about 6% and appears fair when looking at the rates paid in other municipalities.

commendation That the following rental rate for trucks for winter control and other municipal uses, be approved -

10 cu yds capacity - $11.00 per hour
13 cu yds capacity - $14.00 per hour
16 cu yds capacity - $17.50 per hour
19 cu yds capacity - $21.50 per hour

gg

D.Graham, P.Eng
Commissioner of Works

Schedule "D" to Report No. 87
(Page 2)

MEMORANDUM

TO: D. Graham, Commissioner of Works

FROM: G. de Lugt, Deputy City Engineer

DATE: September 19th, 1980

SUBJECT: 1980/1981 Truck Rental Rates

ORIGIN: Public Works Department

ANALYSIS: From year to year Council sets rates at which trucks are rented, mainly for the purpose of removing snow through the winter months. The present rental agreements expire on November 10th, 1980. The existing rates are listed for 10 and 13 cu.yd. single axle trucks and for 15 and 19 cu.yd. tandem axle trucks. In order to encourage the use of sideboards to increase the capacity per truck and so improve efficiency and also to provide a more evenly divided scale I would suggest that we increase the minimum rated capacities for tandem axle trucks to 16 cu.yd., so that our rental scale will be based on volumetric increments of 3 cuyds. all along.

FINANCIAL: The present rates are:

Single axle trucks - 10 cu.yd. capacity $10.50/hr.
-13 cu.yd. capacity $13.50/hr.

Tandem Axle trucks - 15 cu.yd. capacity $16.00/hr.
- 19 cu.yd. capacity $20.25/hr.

After comparing rates with other cities in southeastern Ontario and having regard to M.T.C. Subsidy information, th following rates are proposed for the 1980/1981 period:

Single axle trucks - 10 cu.yd. capacity $11.00/hr.
- 13 cu.yd. capacity $14.00/hr.
Tandem axle trucks - 16 cu.yd. capacity $17.50/hr.
- 19 cu.yd. capacity $21.50/hr.

The proposed rates represent a 4-6% increase over the present ones and are graded to reflect to some extent the increase in efficiency of the larger units over the smaller ones.

RECOMMENDATION: The truck rental rates for the period 1980/1981 be fixed as follows (inclusive of driver, fuel, repairs, licence, insurance, etc.)

Truck capacity	Rate per hour
10-13 cu.yds.	$11.00
13-16 cu.yds.	$14.00
16-19 cu.yds	$17.50
over 19 cu.yds.	$21.50

G. de Lugt, P. Eng.
Deputy City Engineer

GL;JC

Schedule "E" to Report No.87
(Page 1)

Memo to Mr. R.J.Hamilton, Chief Administrative Officer

Date October 2, 1980

Subject Tenders for Contract 80/12W - Television Inspection of Various Sewers.

Origin Public Works Department

Analysis Television investigation of various sewers that will be involved with new road and sewer construction and/or suspected as major sources of infiltration is important in the preparation of construction projects.

The following tenders were received -

Roto-Rooter/Division of Sewer Rooter Ltd	$4193.50
Superior Sewer Services	4700.00
Camtel Ltd	4760.00
Underwater Teleye	5500.00

Existing Policy It is normal practice to accept the lowest tender. We have received favourable recommendations from the Cities of Ottawa and Nepean concerning the low tenderer.

Financial The tender price of Roto-Rooter/Division of Sewer Rooter Ltd is within the funds available.

Recommendation That the tender of Roto-Rooter/Division of Sewer Rooter Ltd for television inspection of various sewers, in the amount of $4193.50, be accepted being the lowest tender received.

jc/gg

D.Graham, P.Eng
Commissioner of Works

Schedule "F" to Report No. 87
(Page 1)

Memo to	Mr. R.J.Hamilton, Chief Administrative Officer.
Date	September 30, 1980
Subject	Revisions to lot grading plan for Glenarden South Subdivision.
Analysis	Subsequent to the Subdivision Agreement, it has been agreed with the Developer that minor drain improvements should be incorporated in three cases. In the first case the grade and alignme of the existing open water course was changed after consultation with the Parks Department. the second case a sewer lateral and inlet have relocated to avoid the need to place fill on th adjoining lands of the Separate School Board an in the third case a drainage swale was relocate direct storm water to an existing water course rather than to adjoining lands. In addition, t Developer has agreed to omit certain walk-out basements to eliminate the possibility of those basements being flooded under exceptionally adve conditions.
Existing Policy	Subdivision Agreement drawings are amended to r flect any significant changes.
Recommendation	That the lot grading plan for Glenarden South a per latest revision, dated September 30, 1980, be adopted.

Schedule "G" to Report No. 87
(Page 1)

CORPORATION OF THE
CITY OF KINGSTON
OF THE Chief Administrative Officer

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

Our Ref. No. 12-4.48

October 2, 1980

MEMORANDUM

TO: MAYOR KEYES AND MEMBERS OF COUNCIL

FROM: R.J. HAMILTON, C.A.O.

RE: SALE OF CITY OWNED PROPERTY AT PORTSMOUTH AVENUE AND BATH ROAD

We are forwarding herewith a report from Mr. Cousens recommending acceptance of the Tender from Bob Martin Construction Co. Ltd. for the sale of City owned land at the corner of Portsmouth Avenue and Bath Road at a price of $182,700.

The attached letter from this Company indicates that if we were to add development costs of $90,760.00, the unit price of these proposed buildings would be approximately $3,140. per unit to the developer.

This would appear to be a realistic figure in today's market and we would therefore suggest that Council accept the recommendation from the City Treasurer in this matter.

R.J. Hamilton,
C.A.O.

RJH/sd
Encl.

Schedule "G" to Report No. 87
(Page 2)

OCT 2

MEMORANDUM

TO: R.J. Hamilton,
Chief Administrative Officer

FROM: B.G. Cousens,
City Treasurer

DATE: October 2, 1980

RE: City-owned Property at Portsmouth Avenue and Bath Road - Tenders -

---

The City of Kingston called for tenders for the sale of city-owned property at the corner of Portsmouth Avenue and Bath Road. Tenders closed October 1st, 1980 and we received two tenders as follows:

Bob Martin Construction Co. Ltd.	$182,700.
Grace Church	$ 25,000.

Ross McMahon appraised this property on May 15, 1980 at $167,000.

I recommend that the City accept the tender of Bob Martin Construction Company Limited for the sale of city-owned land at the S/W corner of Portsmouth Avenue and Bath Road, for the sum of $182,700., subject to Bob Martin Construction Company Limited obtaining satisfactory financing for the project, and in accordance with the tender conditions, a copy of which is attached herewith.

I also attach herewith a copy of Mr. Martin's tender which explains what he intends to construct on this property.

B G Cousens

BGC/jt
Encl:2

Schedule "G" to Report No. 87
(Page 3)

CORPORATION OF THE CITY OF KINGSTON

CONDITIONS

of Land - Portsmouth Avenue and Bath Road

l No. 1 - 2 acres more or less - unimproved - S/W corner Bath Road and Portsmouth Avenue, bounded by Bath Road, Portsmouth Avenue & Eldon Hall Place.

l No. 2 - 1.1 acres more or less - unimproved - S/W corner of Portsmouth Avenue and Eldon Hall Place, bounded by Portsmouth Avenue and Eldon Hall Place.

(See attached plan)

g - By-Law 8499 passed by Council July 28th, 1975 zones these properties "B-1" (Multiple Family) which permits a maximum of 28 units per acre.

- Chief Building Inspector should be consulted concerning regulations of zoning for the aforementioned property.

ents - (a) 10 foot wide PUC easement extending the length of Parcel 2.

- (b) Easement for a drainage ditch extending three-quarters of the length of Parcel 2.

- NOTE: The PUC easement lies well toward the south boundary of Parcel 2 and probably would not interfere with construction.

The ditch easement crosses Parcel 2 and would restrict the location on the site of any proposed building.

It is suggested that this problem could be eliminated by the tiling of the ditch and, if necessary, this water course could be altered slightly to a point towards the southerly boundary of the lot. The cost of piping this ditch with 60" pipe is estimated to cost about $65,000. by the City Works Department. The cost of relocation would be assumed by the purchaser.

es - See Plan attached for existing services in street.

Water - Local improvement for water is paid off.

Pav't - Local improvement for pavement is paid off.

Sewer - Local improvement for sewer is paid off.

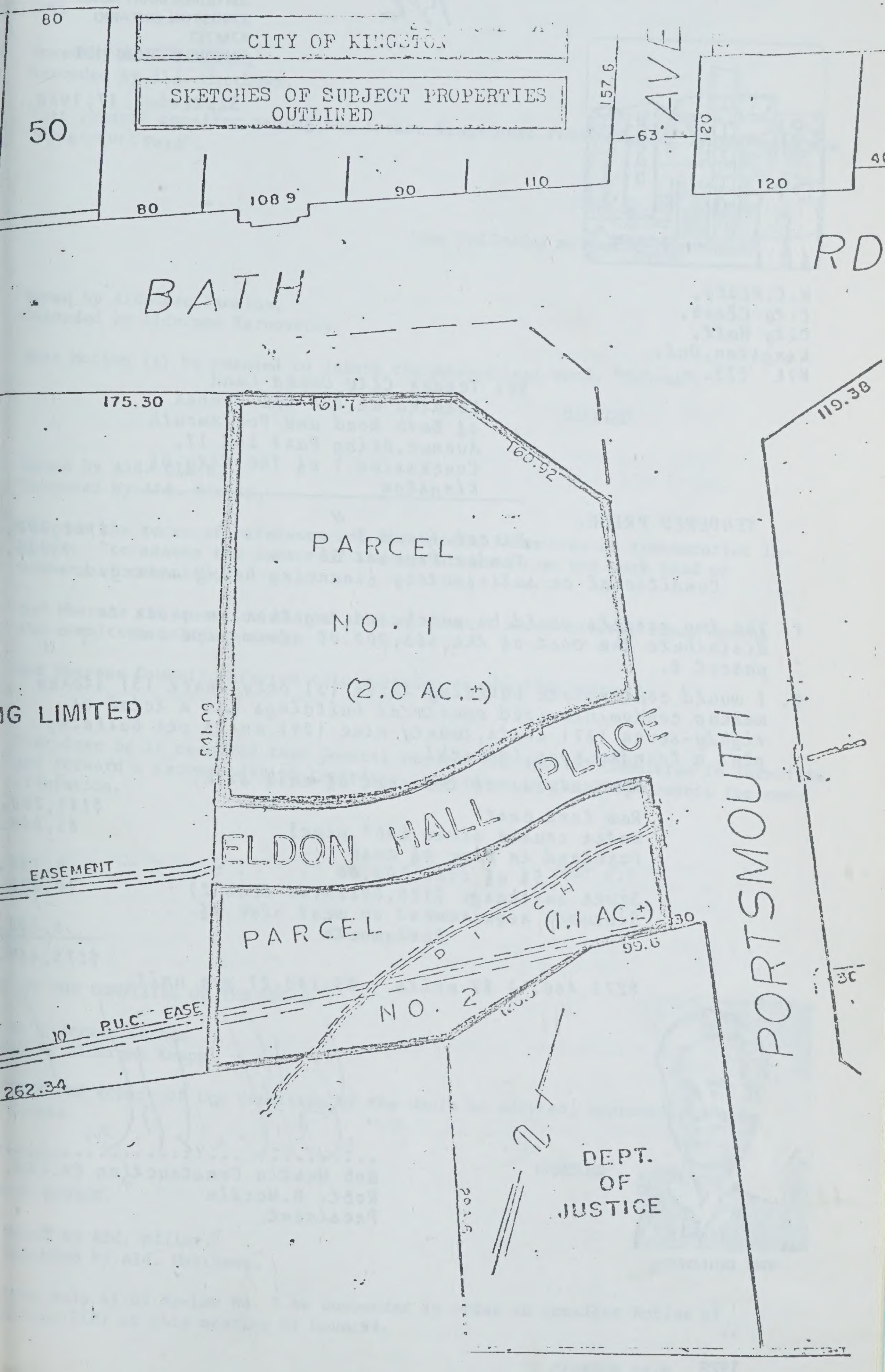
Sewer and Water laterals will be constructed at purchaser's expense to city specifications.

Purchaser must also agree to construct a concrete sidewalk on the frontage of Parcel 1 along the west side of Portsmouth Avenue to connect the existing walk on Bath Road.

Schedule "G" to Report No. 87
(Page 4)

Park Land	-	Purchaser will be required to make a contributio of park land to the City or cash-in-lieu-of-land the amount to be related to density of the proje in accordance with the City's official plan.
Sewer Surcharge	-	Purchaser must pay a Sewer Surcharge pursuant to City by-laws.
Site Plan Control	-	The purchaser will be required to sign a Site Plan Control agreement with the City.
Tender	-	Sealed tenders marked "Tender Sale of Land" accompanied by a certified cheque for 5% of the tender will be accepted by the City Clerk until 12:00 noon D.S.T. Wednesday, October 1st, 1980.
Conveyance	-	Conveyance of the land to the purchaser will occur when the Site Plan Control Agreement has been executed.
Enquiries	-	Enquiries to be made to B.G. Cousens, City Treasurer (613) 546-4291 Local 255.
City By-Laws	-	Purchaser will comply with all city zoning and building by-laws and building code.
Partial bids	-	The City reserves the right to accept a partial tender for either Parcel 1 or Parcel 2.
	-	Neither the highest nor any tender will necessarily be accepted by the City.
Access	-	Vehicular access to both parcels 1 and 2 will be restricted to Eldon Hall Place - 200 feet west of Portsmouth Avenue. Public entrance and exits will not be permitted on Portsmouth Avenue or Bath Road.
Construction	-	The purchaser will agree by deed covenant that within two years after obtaining title to the property, the buildings as detailed in the development control agreement will be substantially erected.

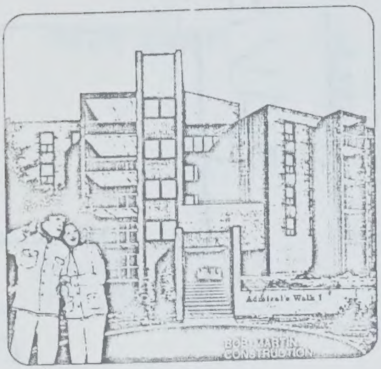
Schedule "G" to Report No. 87
(Page 5)


CITY OF KINGSTON
SKETCHES OF SUBJECT PROPERTIES OUTLINED
80
50
80
108.9
90
110
157.6
63
AVE
120
120
40
RD
BATH
175.30
161.1
160.92
119.38
PARCEL
NO. 1
(2.0 AC.±)
IG LIMITED
341.09
ELDON HALL PLACE
EASEMENT
PORTSMOUTH
PARCEL
NO. 2
(1.1 AC.±)
DITCH
30
99.6
30
10' P.U.C. EASE
262.34
DEPT. OF JUSTICE
201.6
N

Schedule "G" to Report No. 87
(Page 6)

BMB

BOB MARTIN CONSTRUCTION CO. LT
334 QUEEN MARY ROAD
KINGSTON, ONTARIO
K7M 7E7
PHONE: (613) 548-7136



September 17,1980.

M.C.Healy,
City Clerk,
City Hall,
Kingston,Ont.
K7L 2Z3.

Re: Tender City Owned Land Located at the S/W Corner of Bath Road and Portsmouth Avenue.Being Part Lot 17, Concession 1 of The City of Kingston

TENDERED PRICE:

Parcel 1 and 2	$182,700.0
Tender Deposit 5%	9,135.0

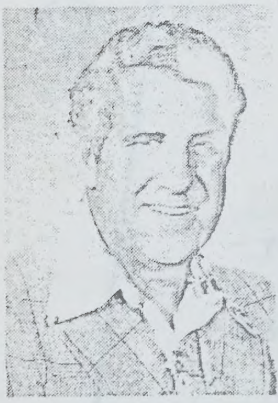
Conditional on satisfactory financing being arranged.

1. The two parcels would be purchased together in order to distribute the cost of the $65,000.00 storm pipe on parcel 2.
2. I would contemplate building three (3) only three (3) storey walkup condominiumized apartment buildings for a total of eighty-seven (87) units,twenty-nine (29) units per building plus a laundry room in each.

My analysis of the cost of this site:

Raw land cost	$182,700.0
Water course storm (60" pipe)	65,000.0
Parkland in lieu of cash 5% of $182,700.00	9,135.0
Sewer surcharge $125.00x85(87 less 2)	10,625.0
Sidewalk requirement on west side of Portsmouth	6,000.0
	$273,460.0

$273,460. ÷ 87 units - $3,143.21 per unit.


THE BUILDER

Bob Martin Construction Co.Ltd.
Robt. B.Martin
President

COMMITTEE OF THE WHOLE (Cont'd)

MOTIONS

) Moved by Ald. Hawkins,
Seconded by Ald. Matthews,

That council consider naming the former Kingscourt Public School Property as the "Kingscourt Park".

CARRIED AS AMENDED

(See following motion of amendment)

Moved by Alderman Timmins,
Seconded by Alderman Tarnowecky,

That Motion (1) be amended to delete the second last word, "School".

CARRIED

) Moved by Ald. Clark,
Seconded by Ald. Bishop,

Whereas the terms of reference for the Special Committee on remuneration include: "to assess the impact of the new structure on the work load on members of council";

And Whereas the question of the size of council arose several times during the committee deliberations;

And Whereas Council referred this question to the 1981 Council;

Therefore be it resolved that Council request the Special Committee to formulate and forward a recommendation regarding this issue to the 1981 Council for consideration.

LOST 6:7

CIL

RT OF THE COMMITTEE OF THE WHOLE

d by Alderman Gorham
nded by Alderman Knapp

That the Report of the Committee of the Whole be adopted, approved and confirmed.

CARRIED

E OF MOTION

Moved by Ald. Miller,
Seconded by Ald. Matthews,

That Rule 41 of By-Law No. 1 be suspended in order to consider Notice of Motion 1(B) at this meeting of Council.

CARRIED 13:0

NOTICE OF MOTION (Cont'd)

(1B) Moved by Ald. Miller,
Seconded by Ald. Matthews,

That Council request Planning Board to prepare a recommendation on the Cedek proposal as soon as possible.

CARRIED 9:4
Ald. Timmins & Ald. Tarnowecky oppos

BYLAWS

(A) Moved by Alderman Miller
Seconded by Alderman Tarnowecky

That By-Laws 1 to 3 be given their First & Second Reading.
CARRIED

(B) Moved by Alderman Timmins
Seconded by Alderman Bishop

That By-Law 3 be given its Third Reading. *CARRIED*

(1) A By-Law to Amend By-Law No. 2537, "A By-Law to Ratify and Confirm the Establishment of Petty Cash and Change Funds" (Increase Rideaucrest Petty Cash Fund to $1,000.00).

FIRST & SECOND READING PROPOSED NO. 80-223
Clause 1, Report No. 85, 1980

(2) A By-Law to Authorize the Reconstruction of Concrete Sidewalk, 3.3 m wide in Wellington Street East Side from Clarence Street Northerly 33 m under Provisions of Section 8 of The Local Improvement Act.

FIRST & SECOND READING PROPOSED NO. 80-224
Clause 3, Report No. 87, 1980

(3) A By-Law to Confirm the Procedings of Council at its Meeting Held on Octob
1980.

THREE READINGS PROPOSED NO. 80-225
City Council Meeting No. 50, 1980

UNFINISHED BUSINESS

Alderman Murray Gorham advised that he would not be seeking re-election in the upcoming election. He said he had considered his years on Council as both a learning experience and a time to meet new friends. He said he preferred to leave as a junior alderman, and would encourage citizens in his ward to consider offering their services to the City of Kingston as an elected representative. He said that, although they would probably not be praised for the job, he felt it had probably been one of the most rewarding tasks he had tackled. Alderman Gorham said he had seriously deliberated before making the decision not to run for re-election. He said he wished to stress to the citizens of Kingston the importance of voting. It took many years, especially for women, to obtain the right to vote and every eligible person should exercise that right. He said he would advise people to vote for a person, not for a specialized area or feeling, to act for the City as a whole. He expressed his appreciation to Council for the opportunity to serve the people of Kingston in the capacity of Alderman.

In response to a question by Alderman Hawkins, Mayor Keyes said he understood that the developer had not yet replied to the requirements for the proposed Steinberg development.

Mr. Hamilton said that Mr. Lee Martin had advised him that Steinberg's would be reporting further this week, and that he hoped to have a meeting with the President of Steinberg's shortly.

Alderman Miller said that she had distributed several pledge forms to the members of Council with respect to students collecting litter. She said that 270 garbage bags of litter had been collected and asked that the pledge money be given as soon as possible.

Alderman Lampropoulos said he had recently made several requests to the Public Works Department and wished to express his gratitude at the prompt response given to them. The citizens concerned were very pleased with the performance of the Public Works Department.

Alderman Timmins said he appreciated the comments of Alderman Gorham, and said he would be very much missed around the horseshoe. He said that Alderman Gorham's contributions, most particularly to the Parks and Recreation field, would be long remembered.

ADJOURNMENT

Moved by Alderman Hawkins,
Seconded by Alderman Timmins,

That Council do now adjourn.

CARRIED.

Council adjourned at 10:10 p.m.

(L.S.)

(Signed) M.C. Healy
City Clerk

(Signed) Ken Keyes
Mayor

QUEEN'S UNIVERSITY
DOCUMENTS LIBRARY
JAN 28 1981

CITY COUNCIL MEETING NO. 51

The Regular Meeting of City Council will be held on Tuesday, October 14, 1980, commencing with an In Camera session from 7:00 p.m. to 8:00 p.m. in the Loyalist Room, City Hall, and to be continued in the Council Chamber at 8:00 p.m.

(Loyalist Room)

ROLL CALL

COMMITTEE OF THE WHOLE IN CAMERA

(A) That Council resolve itself into the Committee of the Whole In Camera to consider the following item:

(1) Purchase of Barn - North Street Hill.

(Council Chamber)

ROLL CALL

(B) That Council rise from the Committee of the Whole In Camera and the Chairman report.

- or alternatively -

That Council rise from the Committee of the Whole In Camera without reporting.

REPORT OF THE COMMITTEE OF THE WHOLE

(C) That the Report of the Committee of the Whole be adopted, approved and confirmed.

MINUTES

That the Minutes of City Council Meeting No. 48, held on September 29, 1980, be confirmed.

PETITIONS

TABLING OF DOCUMENTS

(1) Copy of Remarks by the Honourable Paul Cosgrove, Minister Responsible for Canada Mortgage and Housing Corporation, to the Association of Ontario Housing Authorities, dated September 22, 1980.

(2) Copy of Remarks by the Honourable Thomas L. Wells, Miniters of Intergovernmental Affairs, to the 1980 Conference of the Association of Municipalities of Ontario held on August 18, 1980.

(3) From the Ministry of Housing, a copy of their Double Edition of their publication "Housing Ontario" for the months July/August and September/October, 1980.

COMMUNICATIONS

To be Filed

(647) From Mr. and Mrs. Lyle Dawson thanking the City for the flowers which they received on the occasion of their 50th Wedding Anniversary.

File No. 3-6

(648) From Margit Herrmann, Assistant to the Honourable Flora MacDonald, who is presently in Southeast Asia, thanking the City for the copy of the resolution regarding the closure of the Canada Customs Office at Port Metcalfe, Wolfe Island, and advising that Miss MacDonald had made strong representations to the Minister of Revenue to have the Customs Office re-opened but her efforts were to no avail. A copy of the Minister's explanation for his decision, wherein repair costs of $25,225 and $7,800. operational expenses for four month period of operation were not justified when alternative services were nearby, was enclosed as a reference. (Report No. 76, Clause 14).

File No. 6-2

(649) From the Arts & Science Undergraduate Society of Queen's University thanking the City for their co-operation in allowing Queen's to conduct their Mardi-Gras events.

File No. 18-1.1

(650) From the Director of Education, Frontenac-Lennox and Addington County Roman Catholic Separate School Board, expressing appreciation to the many returning officers who will be working on election day in the school which gives the school children an opportunity of observing the election process first hand.

File No. 5-2

(651) From Mr. and Mrs. Harold Ryan thanking the City for the flowers which they received on the occasion of their 50th Wedding Anniversary.

File No. 3-6

(652) From the Public Utilities Commission of the City of Kingston forwarding their Statement of Revenue & Expenditures for the Month of August, 1980, for the Transit Department, showing the following deficits:

	1980 Budget Estimates	1980 to date	Month of August 1980	1979 to date
Operating Deficit:	$882,585.	$654,309.	$74,794.	$591,161.
Debentures:	27,545.	18,363.	2,295.	18,460.
Total Deficits:	$910,130.	$672,672.	$77,089.	$609,621.

(Note: A copy of the Full Statement was distributed to all members of Council with the Agenda.)

File No. 17-11.2

COMMUNICATIONS (Cont'd)

To Be Filed

(653) From Mr. Anthony P. Pollard, Special Assistant (Ontario) to the Honourable Jean-Luc Pepin, acknowledging the City's letter regarding the removal of Canada Customs Services from the eastern end of Wolfe Island. (Report No. 76, Caluse 14)

File No. 6-1

Which Has Been Referred to the Chief Administrative Officer

(654) From Mr. G. G. Muirhead, Director of Planning & Urban Renewal, advising that he has decided to take his retirement early, effective January 5th, 1981, instead of in June, 1981.

File No. 5-3.9

COMMITTEE OF THE WHOLE

(A) That Council resolve itself into the Committee of the Whole to receive a Delegation and Reports.

DELEGATIONS

(1) Mr. Gerald Judge representing the Circle Fastball League.

(Note: A copy of a brief from the League was not available for distribution.)

REPORTS

That Report No. 88 of the Planning Board be received and considered clause by clause.

That Report No. 89 of the Chief Administrative Officer be received and considered clause by clause.

That Report No. 90 of the Public Access Committee be received and considered clause by clause.

REPORT NO. 88

October 8, 1980.

To the Mayor and Aldermen:

The City of Kingston Planning Board reports and recommends as follows:

1. WHEREAS application has been filed by Kingsway Plumbing Supplies Limited to amend Zoning By-Law No. 8499 with respect to a 0.53 ha (1.31 ac) parcel of land located at the southwest corner of Harvey Street and Hickson Avenue from M6 Industrial to M7 Industrial in order to permit future expansion of their business;

WHEREAS the proposed amendment is in conformity with the Official Plan which designates the subject property as Industrial; and

WHEREAS the subject property is presently bounded on two sides by properties which are zoned M 7 and developed for industrial purposes in accordance with that zoning and on the third side by a railway right-of-way; and

WHEREAS Planning Board is of the opinion that the existing use of land (plumbing and electrical equipment distributor) and its proposed expansion is an appropriate use for this property;

THEREFORE BE IT RESOLVED THAT:

A. By-Law No. 8499 be amended by amending Zoning Map No. 15 so as to rezone the approximately 0.53 ha parcel of land located at the southwest corner of Hickson Avenue and Harvey Street, as shown on a copy of Zoning Map No. 15 which is attached hereto as Schedule 'A', from M6 Industrial to M7 Industrial.

B. The City obtain approval for the amending By-Law in acc - ordance with the regulations prescribed under Section 35(23) of The Planning Act.

(Note: A copy of Zoning Map No. 15 is attached hereto as Schedule 'A' - 1 page)

(See By-Law 1 : No. 80-226)

2. WHEREAS By-Law No. 8820, as amended, provides that no building permit shall be issued unless cash or land for parks purposes has been conveyed to the City; and

WHEREAS the said By-Law applies to even minor works which do not result in any additional dwelling units; and

WHEREAS it is considered appropriate to apply this By-Law only where at least one additional dwelling unit is created;

THEREFORE BE IT RESOLVE THAT By-Law No. 8820, 'A By-Law to Provide for Land for Park Purposes Pursuant to Section 35a of The Planning Act', be amended by adding the following to Section 1:

"provided that the development or redevelopment results in the creation of a minimum of one additional dwelling unit."

ee By-Law 2 : No. 80-227)

3. That,as requested by the Neighbourhood Improvement Program Citizens Committee, and as recommended by the Administrator of Traffic, Streets and Parking, a flashing red signal light and concrete island be installed at the intersection of Bagot Street and Raglan Road, as outlined on a sketch submitted by the Administrator of Traffic, Streets and Parking, at an estimated cost of $950.00, to be charged to surplus funds received from disposal and rentals received from various properties in the Neighbourhood Improvement Area.

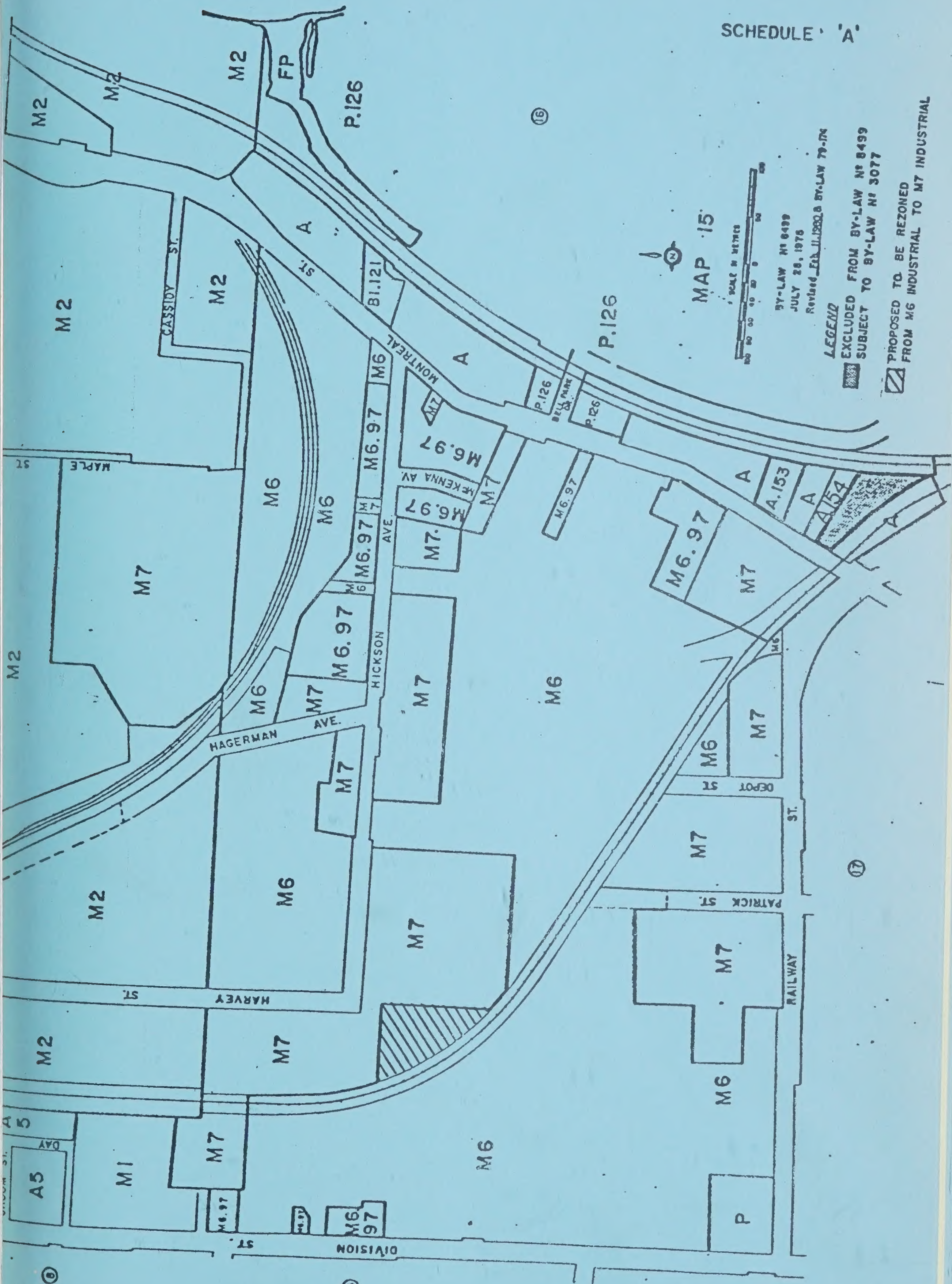
(Note: Report prepared by the Administrator of Traffic, Streets and Parking is attached as Schedule 'B' - 2 pages)

4. That, as recommended by the Local Architectural Conservation Advisory Committee, the plans submitted by Superior Glass and Glazing Limited, dated September 22, 1980, for alterations to the Bagot and Princess Street frontage of 136 Princess Street (Thrifty Drug Mart), being a building designated under The Ontario Heritage Act, 1974, be approved.

Respectfully submitted,

CHAIRMAN

Schedule 'A' to Report No. 88
(Page 1)


SCHEDULE 'A'
MAP 15
SCALE IN METRES
BY-LAW Nº 8499
JULY 28, 1978
Revised Feb 11, 1980 & BY-LAW 79-174
LEGEND
EXCLUDED FROM BY-LAW Nº 8499 SUBJECT TO BY-LAW Nº 3077
PROPOSED TO BE REZONED FROM M6 INDUSTRIAL TO M7 INDUSTRIAL
MONTREAL ST.
CASSIDY ST.
MAPLE ST.
HICKSON AVE.
McKENNA AV.
HAGERMAN AVE.
HARVEY ST.
DEPOT ST.
PATRICK ST.
RAILWAY ST.
DIVISION ST.
DAY
BELL PARK
M2
FP
P.126
A
B1.121
M6
M6.97
M7
A.153
A.154
M1
A5
P
⑧
⑭
⑯
⑰

Schedule 'B' to Report No. 88
(Page 1)

MEMORANDUM

TO: L. Haver, Clerk V

FROM: K. G. Linseman, Administrator
Traffic, Streets and Parking

DATE: October 8, 1980

SUBJECT: BAGOT STREET AND RAGLAN ROAD

Please find attached a preliminary design of the proposed flashing light installation to be located above the stop sign in the proposed concrete island.

The cost estimate is actually $950.00 and not $600.00 as indicated in the N.I.P. Committee resolution.

The proposed design installation also improves the alignment of Raglan Road northbound approach to Bagot Street, in which 80% of the accidents have occurred.

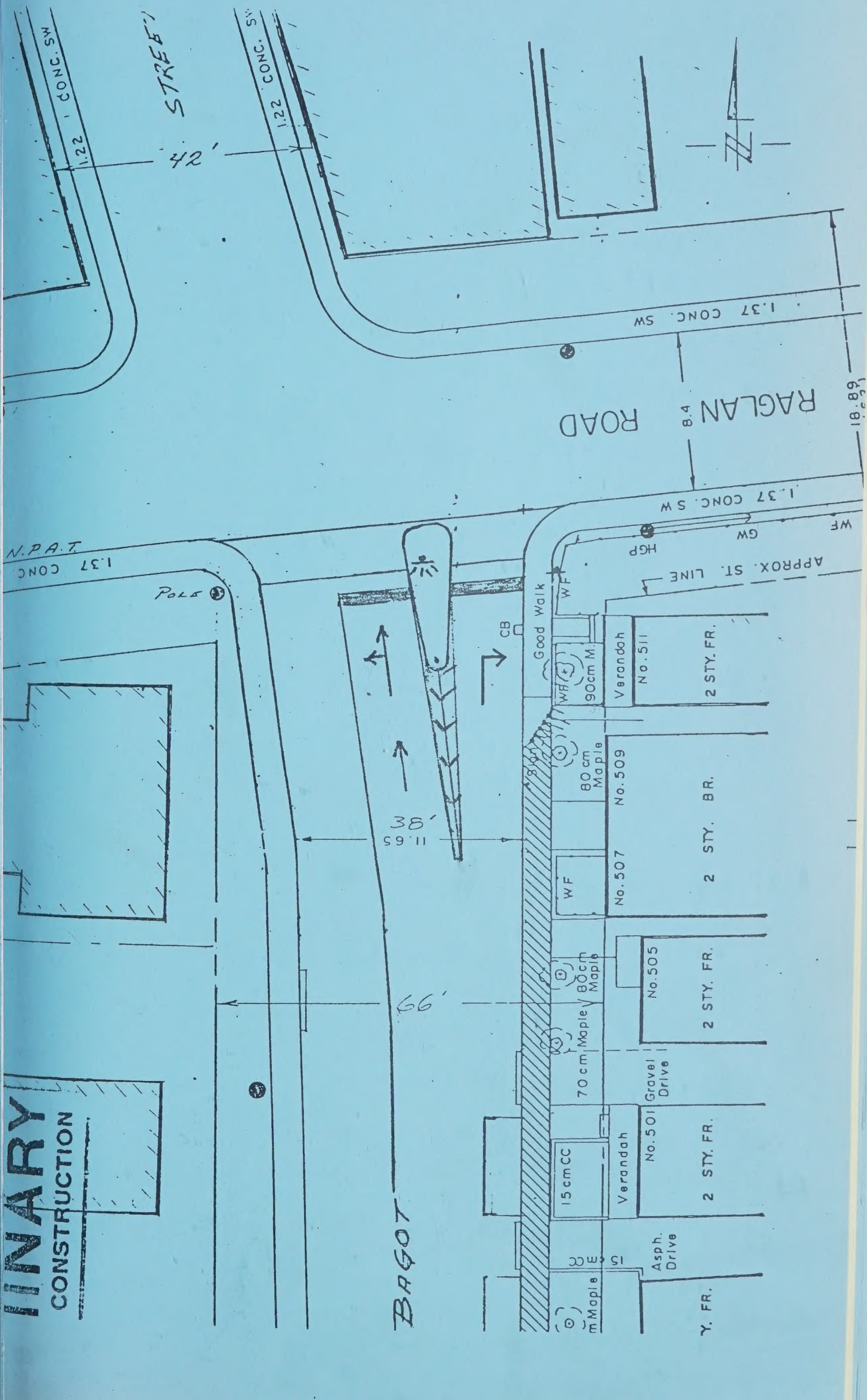
K. G. Linseman

K. G. Linseman, M.Sc., P. Eng.
Administrator

KGL/c

Attachment

Schedule 'B' to Report No. 88
(Page 2)


1.22 CONC. SW
STREET
42'
1.22 CONC. SW
1.37 CONC. SW
RAGLAN ROAD
8.4
18.89
N.P.A.T.
1.37 CONC
POLE
1.37 CONC. S W
WF
GW
HGP
APPROX. ST. LINE
CB
Good Walk
WF
Verandah
No. 511
2 STY. FR.
WH
90cm M.
80 cm Maple
No. 509
2 STY. BR.
38'
11.65
No. 507
WF
No. 505
2 STY. FR.
80cm Maple
66'
70 cm Maple
Gravel Drive
No. 501
Verandah
2 STY. FR.
15cmCC
15 cm CC
Asph. Drive
Maple
Y. FR.
BAGOT
INARY
CONSTRUCTION

REPORT NO. 89

October 14, 1980

To the Mayor and Members of Council:

The Chief Administrative Officer reports and recommends as follows:

1. That, as recommended by the Commissioner of Parks and Recreation, in order to now provide for the financing of the restoration of the two limestone cannon foundations and wooden cannon carriages located in City Park at the intersection of King Street East and West Street at a total estimated cost of $9,500.00 during the coming winter months with completion in the spring of 1981 the following budget appropriation amendment be approved:

	Increase	Decrease
PARKS DEPARTMENT		
Contributions from Revenue Fund		
- Other Projects		
- Restoration of two City Park Cannons	$9,500.	–
FINANCE		
- Contingencies	–	$9,500.

(Note: A copy of the Report of the Chief Administrative Officer is attached as Schedule "A", 5 Pages.)

2. That, as recommended by the Mayor and the Chief Administrative Officer, the following resolution of the City of Kitchener be FILED:

"That we recommend to the Attorney General of Canada that The Criminal Code be amended to provide that a person would be guilty of an offence for being a member of an organization where the sole or primary purpose of such organization was to harrass or intimidate any person or groups on the grounds of race; and

That this Council formally go on record to unequivocally state that the Klu Klux Klan organization is not welcome in the City of Kitchener."

3. That the letter received as Communication 631 from the Alma Mater Society of Queen's University concerning the City's Noise By-Law Amendment, attached as page 2 of Schedule "B", be FILED.

(Note: A copy of the Report of the Chief Administrative Officer is attached as Schedule "B", 2 Pages.)

4. That, as concurred in by the City Treasurer, the recommendation of the Acting Purchasing Agent as detailed on pages 9 and 10 of the attached Schedule "C" (summary of Tender No. 80-37) for the purchase of Automotive Equipment, being the lowest tenders received, be accepted, and the automotive equipment is hereby authorized to be purchased.

(Note: A copy of the Report of the Chief Administrative Officer is attached as Schedule "C", 11 Pages.)

5. That, as recommended by the Commissioner of Works, payment of $994.50 is hereby authorized to D. A. Foley Ltd. for levelling fill, dumped by others, at the Clyde Farm, this being the most economical way to clear the site, to be charged to Public Works appropriation #314-87.

(Note: A copy of the Report of the Commissioner of Works is attached as Schedule "D", 1 Page.)

6. That, as recommended by the Commissioner of Works, Contract 80-9W with Bennett Paving and Materials Limited, be amended to include the following items:

   a) Hauling, Dumping & Levelling all surplus from the project, except asphalt salvaged by the Contractor, to the Clyde Farm as directed by the Engineer - Lump Sum Price - $6,600.

   b) Supply and Place 100 Tons of Rock Rubble (amount used depending on ground conditions) - $3.45 per ton.

- and -

That the following Budget Appropriation Amendment be approved:

	Increase	Decrease
PUBLIC WORKS		
- A/C 314-86		
- Contract 80-9W Amendment	$7,000.	-
FINANCE		
- Contingencies	-	$7,000.

(Note: A copy of the Report of the Commissioner of Works is attached as Schedule "E", 1 Page.)

7. That, as recommended by the Commissioner of Works, 52.30 square feet of land owned by Mr. J. W. McMichael and Mr. A. McMichael, located on the south-east corner of Portsmouth Avenue and Princess Street, as shown on Sketch Plan attached as Page 2 of Schedule "F", is hereby authorized to be purchased for the sum of $205.00 to be charged to Work In Progress A/C # 7060 , on the understanding that the City will pay the survey and deed registration costs.

(Note: A copy of the Report of the Commissioner of Works is attached as Schedule "F", 2 Pages.)

8. That, as recommended by the Commissioner of Works, the Mayor and City Clerk be authorized to execute an encroachment agreement with Mediacom, 1505 The Queensway, Toronto, for locating a signboard on City Property on the north side of Counter Street at the watercourse beside KIMCO, as shown on attached Page 2 of Schedule "G", at a yearly fee of $100.00.

(Note: A copy of the Report of the Commissioner of Works is attached as Schedule "G", 2 Pages.)

9. That, as recommended by the Commissioner of Works, since a sufficiently signed petition has been received, a by-law be presented to Council to authorize the construction of a concrete sidewalk, 1.5m wide, on the east side of Wilson Street from Drennan Street to Weller Avenue under the provisions of Section 7 of *The Local Improvement Act*, at a total estimated cost of $11,500.00.

Costs are as follows:

Owner's Share	$ 2,261.40
City's Share	9,238.60
Debenture Amount	11,500.00

(Note: (1) Provision of Funds is included in the 1980 Capital Budget Quota; and

(2) Copy of Report of the Commissioner of Works is attached as Schedule "H", 1 Page.)

(See By-Law 3: No. 80-228)

10. That, as recommended by the Commissioner of Works, the Canadian Pacific freight yard property located on Dalton Avenue be used for night time snow dumping and that the site or sites, being items 1 to 5 on Page 1 of attached Schedule "I", providing the most economical disposal be used in the daytime for snow dumping;

- and -

that compensation for use of the sites is hereby authorized to be paid as follows:

(1)	Canadian Pacific	- $1,750.00
(2)	Kingston Community Memorial Centre	- $1,000.00

(Note: A copy of the Report of the Commissioner of Works is attached as Schedule "I", 1 Page.)

11. That, as recommended by the Traffic, Streets and Parking Administrator, a by-law be presented to Council to amend By-Law No. 24 (Traffic) to provide that parking be prohibited on the east side of Bagot Street from Raglan Road southerly 105 feet.

(Note: A copy of the Report of the Traffic, Street and Parking Administrator is attached as Schedule "J", 2 Pages.)

(See By-Law 4: No. 80-229)

12. That, as recommended by the Traffic, Streets and Parking Administrator, a by-law be presented to Council to temporarily close portions of Princess Street and Ontario Street on Saturday, November 15, 1980, between 10:00 a.m. and 12:30 p.m. for community purposes in order to permit the Kingston Jaycees Inc. to conduct their twenty-fourth annual Santa Claus Parade.

(Note: A Copy of the Report of the Traffic, Streets and Parking Administrator is attached as Schedule "K", 1 Page.)

(See By-Law 5: No. 80-230)

13. That, as requested by Mr. George Speal, Solicitor for Kingston Azores Soccer Club, and as recommended by Mayor Keyes and the Chief Administrative Officer, the sum of $2,632.74 be authorized to be paid to Kingston Azores Soccer Club as reimbursement of their expenditures in acquiring 428-A Barrie Street and to be charged to the Surplus Funds Received from Disposal and Rentals Received from Various Properties in the Neighbourhood Improvement Area.

(Note: A Copy of the Letter from Mr. George Speal and copy of Reply of Mayor Keyes are attached as Schedule "L", 3 Pages.)

14. That, as recommended by the Board of Commissioners of Police of the City of Kingston, the legal fees of Constable Terry Cooper, in the amount of $564.00, incurred in employing a solicitor to defend himself against a charge, which was dismissed, which arose while engaged in the lawful performance of his duty, be authorized for payment.

(Note: A Copy of the Report of the Chief Administrative Officer is attached as Schedule "M", 3 Pages.)

15. THAT, in order that the matter of fixing the price at which the stopped up portion of Davidson Street, west of Pembroke Street, is to be sold, as approved by Resolution (1) on Page 1297 of City Council Meeting No. 37 as reconsidered and revised by Clause 2 of Report No. 77, may be further reconsidered in view of negotiations that have occurred between Mr. Herrington and the City, RULE 27 OF BY-LAW NO. 1 WHICH DOES NOT PERMIT MORE THAN ONE MOTION FOR RECONSIDERATION BE SUSPENDED IN ORDER THAT CLAUSE 16 of REPORT NO. 89 MAY BE CONSIDERED.

16. That Resolution (1) on Page 1297 of City Council Meeting No. 37, as amended by Clause (2) of Report No. 77 of City Council Meeting No. 46, be revised to read as follows:

> *"That, as recommended by the Chief Administrative Officer, a by-law be presented to Council to fix the price at which the stopped-up portion of Davidson Street, west of Pembroke Street, is to be sold to the abutting property owners subject to the following conditions:*
>
> *(1) That the 10' x 60' portion be offered to Mr. David Herrington at a price of $600.00, on the understanding that the City will:*

16. (Cont'd)

(1) a) *be responsible for the necessary surveys;*

b) *install a curb ramp on Pembroke Street to the property at City expense;*

c) *cut down the tree closest to Pembroke Street to a ground level without taking out the roots, after title has been transferred to Mr. Herrington, at City expense (estimated to be $150.);*

d) *receive Committee of Adjustment approval to enable the City to sell the balance of the property for a site to contain a duplex; and*

e) *receive an abandonment of Mr. Herrington's request for arbitration of his claim concerning being deprived of ingress and egress to his property as a result of closing of Davidson Street.*

(2) *That the remainder of the property, consisting of an area approximately 56' wide and 122' deep, be offered to Mrs. Scammell for a price of $33,540.00.*

- and further -

Since Mrs. Scammel does not accept the City's offer to sell the remainder of the property to her, the remainder of the property is hereby authorized to be immediately offered for sale by public tender."

(Note: A Copy of the Report of the Chief Administrative Officer is attached as Schedule "N", 4 Pages.)

(See By-Law 6: No. 80-231)

Respectfully Submitted,

R. J. Hamilton,
Chief Administrative Officer.

Schedule "A" to Report No.89
(Page 1)

CORPORATION OF THE
CITY OF KINGSTON

OFFICE OF THE Chief Administrative Officer

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

Our Ref. No. 17-3

October 7, 1980

MEMORANDUM

TO: MAYOR KEYES AND MEMBERS OF COUNCIL

FROM: R.J. HAMILTON, C.A.O.

RE: CITY PARK - CANNON RESTORATION

We are forwarding herewith a memorandum from Mr. Fluhrer dealing with the restoration of the cannons in City Park.

Council will note that the Kingston Historical Society is keenly interested in this project and have requested that they be restored with the limestone being in place. This project will amount to approximately $9,500. and Mr. Fluhrer is requesting that it be set aside out of Finance Contingencies in 1980. It is our understanding this will enable him to construct the wooden carriages through the winter months and complete the rebuilding in the Spring of 1981.

We would therefore request Council to approve the recommendation at this time.

R.J. Hamilton,
C.A.O.

RJH/sd
Encl.

MEMORANDUM

OCT 7 1980

TO: R. J. Hamilton,
Chief Administrative Officer.

FROM: Douglas R. Fluhrer,
Commissioner, Parks & Recreation Dept.

DATE: October 6, 1980

SUBJECT: CANNON RESTORATION - CITY PARK - AT THE MONUMENT OF SIR JOHN A. AT WEST & KING STREETS

ANALYSIS:

This past summer it was discovered that the wooden carriage part of one of the cannons was rotting and, thus, a dangerous situation existed, as the metal cannon itself, which is carried by the wooden carriage and weighs some 3 to 4 tons, was in danger of falling over.

Upon very in-depth study by a consulting engineer and our staff people, it was found that the other cannon carriage was decaying also and besides all of this, the stone foundations, on which the cannons rested, were also in need of a complete rebuilding.

In researching the ways and means to correct these problems, it was soon discovered that a sizeable budget would be required.

In the meantime, and because we knew time would be required to research the best ways to restore these important memorials, the two metal cannons were removed from their carriages to "make safe" the situation.

During the past few months we have tried to get senior and other government funds to assist in the restoration and all of this has been to no avail.

We have received valuable assistance and guidance from the local Historical Society, both in trying to find funding and also, and perhaps more important, in reinforcing the importance of these cannons to our City by producing all historical records as to their being located here and why (see attached).

..../2

Schedule "A" to Report No. 89
(Page 3)

......2

FINANCIAL CONSIDERATIONS:

We now believe the cannons should be restored exactly as they were, having regard for the historical background material supplied to us by the Kingston Historical Society.

Therefore, the cost factors are as listed below:

(a) Rebuilding the Limestone Bases $2,000.X 2 =	$4,000.
(b) New Wooden Carriages $2,250.X 2 =	$4,500.
(c) Crane Costs & Re-working of the surrounding landscape $ 500.X 2 =	$1,000.
GRAND TOTAL:	$9,500.

RECOMMENDATIONS:

It is recommended these funds be provided from Finance Contingencies and placed in a Reserve Fund for completion of work in the spring of 1981; (Weather is fast closing in and tenders, etc. will take up enough time to bring the stone work into cold winter months. This is not a good time to do this work; however, the wooden carriages could be built during the cold months and be ready for spring mounting). For these reasons it would be prudent to set aside 1980 contingency funds and/or part of them to allow building of the carriages in 1980-81 and the rebuilding of bases and mounting in 1981.

Douglas R. Fluhrer,
Commissioner, Parks & Recreation Department

DRF/dg

Schedule "A" to Report No. 89
(Page 4)

Kingston Historical Society
Founded 1893
P.O. BOX 54
KINGSTON, ONTARIO
CANADA

AND
Oct 1/80
REC'D

October 1, 1980

Dear Mr. Fluker,

Receipt of your letter of September 17 concerning Canon Restoration - City Park, has been delayed due to holidays, but as the present President of the Kingston Historical Society, I now reply in haste.

The guns are an important landmark to the citizens of Kingston and of course are of particular interest to the Historical Society. We regret that a grant through the Society for this restoration has proved impractical. Financially, we can be of no assistance.

We have inquired closely into the repair of guns bases at Fort ~~Frontenac~~ Henry. Friendship Construction have the expertise and their estimate appears to be a fair price. However, Gervan Construction should do an excellent job - though they may run into more trouble than they anticipate.

The proposal to replace the stone bases with concrete is alarming. Limestone is such an important part of the Kingston scene that it seems unthinkable to remove it. We also believe it would be a tragic mistake to lower the present 3 foot level.

Schedule "A" to Report No. 89
(Page 5)

I enclose a photocopy of the original order for the guns on May 11th 1860 and a copy of the report on the celebrations following the Battle of Sevastopol which amply shows the how important the Crimean War was to Kingston's citizens in 1855.

If we can help in any other way in this large undertaking, please do not hesitate to call.

Yours truly,

President, Kingston Historical Society

The guns in City Park are 2 of 20 Russian guns from the Crimean War sent to Canada by "Her Majesty's Government" in 1860.

The following cities received 2 guns each - Toronto, Quebec, Montreal, Kingston, Ottawa, Hamilton, London.

The unequalled celebrations in Kingston following the Battle of Sebastopol (or Sevastopol) are recorded in the Minutes of City Hall, October 15, 1855. Starting at sunrise with a Royal Salute from two sixpounders at the Battery in front of City Hall, it continued throughout the day to the final firing of twenty-one Rockets at half past ten.

The invasion of the Crimean Peninsula began in July, 1854. The final Treaty of Paris was signed in February, 1856.

The Canadian Expeditionary Force fought in the Crimean War. The guns were given in honour of their participation.

Schedule "B" to Report No. 89
(Page 1)

CORPORATION OF THE
CITY OF KINGSTON
OFFICE OF THE Chief Administrative Officer

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

Our Ref. No. 18-1.1

October 8, 1980

MEMORANDUM

TO: MAYOR KEYES AND MEMBERS OF COUNCIL

FROM: Mr. R.J. Hamilton, C.A.O.

RE: CITY OF KINGSTON NOISE BY-LAW

The attached letter from the Alma Mater Society Queen's University, was referred to me by the Council at their regular meeting on September 29th, 1980.

We have reviewed the contents of the said letter with the Police Chief and the following points were discussed as set out below:

(i) The number of complaints we are receiving, at this time, are not very great.

(ii) The type of complaint we receive in the summer months, is primarily related to noise from vehicles.

(iii) Full time students at Queen's University are generally not a problem in relationship to the Noise By-Law.

(iv) Complaints are generally spread throughout the City and not necessarily confined to a particular area.

(v) Any charges in relationship to this by-law in so far as the students are concerned, are very nominal.

Based on the report of findings by the Chief of Police, we would suggest that Council file the letter received from the Alma Mater Society at this time.

R.J. Hamilton,
C.A.O.

RJH/sd

Schedule "B" to Report No. 89
(Page 2)

Council - [illegible]
C.A.O.

lma Mater Society Inc.
of Queen's University

John Deutsch University Centre
Queen's University at Kingston, Ontario
K7L 3N6 (613) 547-6165

Student government since 1858

ILE
# 18-1.1

September 24, 1980

CITY COUNCIL
MEETING OF:
29 SEP 1980

COMMUNICATION
No: 631

Mr. M.C. Healy
City Clerk
City Hall
Kingston, Ontario
K7L 2Z3

Dear Mr. Healy:

This is to thank you for your letters dated September 5 and 12, and for the information included.

Although the Noise Bylaw has been forwarded to the Ministry of the Environment for final approval, the Alma Mater Society would like you to bear in mind that we still consider the petition and the opinions of the 3,000 students it represents worthy of your consideration.

Sincerely,

Donna Finley

Donna S. Finley (Miss)
President
Alma Mater Society
of Queen's University

DSF/jt

c.c. Dave Kincaid, Vice President (University Affairs)
Chuck Stacey, External Affairs Commissioner
Mayor Ken Keyes
Lois Miller

of Kingston
CEIVED
EP 26 1980
RTMENT OF
ITY CLERK

Schedule "C" to Report No. 89
(Page 1)

CORPORATION OF THE
CITY OF KINGSTON
OFFICE OF THE Chief Administrative Officer

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

Our Ref. No. 21-4.2

October 9, 1980

MEMORANDUM

TO: MAYOR KEYES AND MEMBERS OF COUNCIL
FROM: Mr. R.J. Hamilton, C.A.O.
RE: TENDER - VEHICLES

We are forwarding herewith the tender for vehicles as analysed by our Purchasing Agent.

Council will note that we are accepting the lowest tender and under Item No. 2 we are only purchasing one unit to remain within our budgeting figures.

Mr. Cousens reviewed this tender and in his opinion, it is acceptable at this time.

R.J. Hamilton,
C.A.O.

RJH/sd
Encl.

Schedule "C" to Report No. 89
(Page 2)

PERIOD OF USE: Indefinite
METHOD OF INVITATION: Individual & Public Notices
NO. OF INVITATIONS SENT: 22

FOR
AUTOMOTIVE EQUIPMENT

DATE OF MAILING: September 3, 1980
DATE OF CLOSING: September 19, 198
NO. OF TENDERS RECEIVED: 5

ITEM	QTY.	DESCRIPTION	MAC AMEY MOTOR SALES	KINGSTON VOLKSWAGEN LTD.	EDWARDS-FORD MERCURY	TAYLOR CHEV. OLDS. CAD. LTD.
		GROUP 'A'				
1.	1	TRANSPORTATION DEPARTMENT, SUB-COMPACT FOUR CYLINDER, HATCHBACK SEDAN.	$6,555.00	$7,714.00	$5,493.00	$5,348.42
		Make Model Year Engine H.P. W.B.	Spirit 43 1981 151 C.I.D. 21.7 96"	Volkswagen Rabbit 1980 1600 cc 78 94.4"	Ford 3DR 1980 2.3L n/a 94.5"	Chevette 2DR H.B. 1981 1.6L 70 94.3"
		Total	6,555.00	7,714.00	5,493.00	5,348.42
	1	Less trade-in allowance for 1974 Ford Pinto Serial No. 4T10X313473, Colour white, Lic. No. KTK 496, City of Kingston No. 294	75.00	400.00	275.00	400.00
		Net Difference	6,480.00	7,314.00	5,218.00	4,948.42
		Provincial Sales Tax	453.60	511.98	365.26	346.38
		License		30.00		
		Total T.I.P. Delivered Group 'A'	6,933.60	7,855.98	5,583.26	5,294.80

....../page two attached

October 14, 1980
Schedule "C" to Report No. 89
(Page 3)

ITEM	QTY.	DESCRIPTION	EDWARDS-FORD MERCURY	TAYLOR CHEV. OLDS. CAD. LTD.	BROCKVILLE TRUCK CENTRE
		GROUP 'B'			
1.	2	WORKS DEPARTMENT, FIVE TON DUMP TRUCK. (F.S.T. Exempt)	43,428.00	38,398.00	43,600.00
		Make	Ford	Chev.	I.H.C.
		Model	L800	C7D042	1824
		Year	1981	1981	1981
		Engine	429	6L	MV404
		H.P.	223	188	188
		Cu. in. dis.	429	366	400
		W.B.	186"	173"	170"
		G.V.W.	31,000	34,000	34,000
2.	2	WORKS DEPARTMENT, 1/2 TON PICKUP TRUCK. (F.S.T. Included)	13,378.00	13,354.00	-
		Make	Ford	Chev.	
		Model	F150	CC10703	
		Year	1981	1981	
		Engine	6 cyl.	6 cyl.	
		H.P.	119	130	
		Cu. in. dis.	300	250	
		W.B.	133"	117.5"	
		G.V.W.	5,450	4,700	
3.	1	WORKS DEPARTMENT, ONE TON DUMP TRUCK. (F.S.T. Exempt)	9,796.00	(10,914.00)	-
		Make	Ford	Chev.	
		Model	F350	CC31003	
		Year	1981	1981	
		Engine	351	V8	
		H.P.	138	165	
		Cu. in. dis.	351	350	
		W.B.	137"	135.5"	
		G.V.W.	10,000	10,000	

......./page three attached

ITEM	QTY.	DESCRIPTION	EDWARDS-FORD MERCURY	TAYLOR CHEV. OLDS. CAD. LTD.	BROCKVILLE TRUCK CENTRE
		GROUP 'B'			
4.	1	WORKS DEPARTMENT, WINDOW VAN. (F.S.T. Included)	7,581.00	7,762.00	-
		Make	Ford	Chev.	
		Model	E100	CG11006	
		Year	1981	1981	
		Engine	6 cyl.	6 cyl.	
		H.P.	115	130	
		Cu. in. dis.	300	250	
		W.B.	124"	110"	
		G.V.W.	5,200	5,600	
		Less trade-in allowance for			
1.	1	1973 Ford Station Wagon, Serial No. 3B40F233583, Colour blue/white, Lic. No. EEZ253, City of Kingston No. 318	225.00	400.00	
2.	1	1974 Dodge Dump Truck, Serial No. D81M4J004900, Colour blue/white, Lic. No. E65561, City of Kingston No. 284	1,750.00	1,350.00	1,600.00
3.	1	1973 Dodge Dump Truck, Serial No. D81GL3J001074, Colour blue/white, Lic. No. E65599, City of Kingston No. 357	950.00	350.00	900.00
4.	1	1972 Dodge Dump Truck, Serial No. D31BF38014141, Colour blue/white, Lic. No. E65585, City of Kingston No. 326	1,200.00	1,200.00	
5.	1	1974 Dodge 1/2 Ton Pickup, Serial No. D14AB4S009468, Colour blue/white, Lic. No. E65563, City of Kingston No. 286	725.00	700.00	
6.	1	1974 Ford 1/2 Ton Pickup, Serial No. F10ACU52582, Colour blue/white, Lic. No. E65592, City of Kingston No. 350	925.00	900.00	

...../page four attached

ITEM	QTY.	DESCRIPTION	EDWARDS-FORD MERCURY	TAYLOR CHEV. OLDS. CAD. LTD.	BROCKVILLE TRUCK CENTRE
		GROUP 'B'			
7.	1	Less trade-in allowance for 1974 Ford 1/2 Ton Pickup, Serial No. F10ACU52581, Colour blue/white, License No. E65553, City of Kingston No. 234	925.00	875.00	-
8.	1	1973 Dodge Dump Truck, Serial No. D51EG3J000145, Colour green, Lic. No. DY1326	400.00	350.00	700.00
9.	1	1974 Dodge Dump Truck, Serial No. D81M4J004576, Colour blue/white, Lic. No. E65562, City of Kingston No. 285	1,950.00	1,450.00	1,600.00
		Total trade-in allowance Group 'B'	9,050.00	7,575.00	4,800.00
		Net Difference	65,133.00	(62,853.00)	38,800.00
		Provincial Sales Tax	4,559.31	(4,399.71)	2,716.00
		Total T.I.P. Delivered Group 'B'	69,692.31	(67,252.71)	41,516.00 (Incomplete)

....../page five attached

SUMMARY OF TENDER NO. 80-37

ITEM	QTY.	DESCRIPTION	EDWARDS-FORD MERCURY	TAYLOR CHEV. OLDS. CAD. LTD.
		GROUP 'C' (F.S.T. Included)		
1.	1	PARKS DEPARTMENT, ONE TON PLATFORM DUMP TRUCK.	10,979.00	11,359.00
		Make	Ford	Chev.
		Model	F350	CC31403
		Year	1981	1981
		Engine	351	V8
		H.P.	138	165
		Cu. in. dis.	351	350
		W.B.	161"	159.5"
		G.V.W.	10,000	10,000
2.	1	PARKS DEPARTMENT, 3/4 TON PICKUP TRUCK. (F.S.T. Included)	8,247.00	7,837.00
		Make	Ford	Chev.
		Model	F250	CC20903
		Year	1981	1981
		Engine	302	V8
		H.P.	137	165
		Cu. in. dis.	302	350
		W.B.	133"	131.5"
		G.V.W.	7,800	8,600
		Total	19,226.00	19,196.00
		Provincial Sales Tax	1,345.82	1,343.72
		Total T.I.P. Delivered Group 'C'	20,571.82	20,539.72

......../page six attached

SUMMARY OF TENDER NO. 80-37

PAGE SIX

ITEM	QTY.	DESCRIPTION	EDWARDS-FORD MERCURY
		GROUP 'D' - ALTERNATE A	
1.	1	POLICE DEPARTMENT VAN.	
		Make	10,792.00
		Model	
		Year	Ford
		Engine	E350
		H.P.	1981
		Cu. in. dis.	351V8
		W.B.	142
		G.V.W.	351
			138"
		Total	9,500
		Provincial Sales Tax	10,792.00
		Total T.I.P. Delivered Group 'D' Alternate A	755.44
		GROUP 'D' - ALTERNATE B	O R — 11,547.44
1.	1	POLICE DEPARTMENT VAN, COMPLETE WITH MODIFICATION PACKAGE.	16,155.00
		Make	
		Model	
		Year	Ford
		Engine	E350
		H.P.	1981
		Cu. in. dis.	351V8
		W.B.	142
		G.V.W.	351
			138"
		Total	9,500
		Provincial Sales Tax	16,155.00
		Total T.I.P. Delivered Group 'D' Alternate B	1,130.85
			17,285.85

......./page seven attached

ITEM	QTY.	DESCRIPTION	EDWARDS-FORD MERCURY
		GROUP 'E'	
1.	1	VAN - FOR USE BY THE KINGSTON BUS FOR THE HANDICAPPED. (F.S.T. Exempt) (P.S.T. Exempt)	12,381.00
		Make	Ford
		Model	E250
		Year	1981
		Engine	302
		H.P.	137
		Cu. in. dis.	302
		W.B.	138"
		G.V.W.	6,500
		Total Tax Exempt Price Delivered Group 'E'	12,381.00

NOTE:		TAYLOR CHEV. OLDS. CAD. LTD.	EDWARDS-FORD MERCURY
	DELIVERY	Car - 6 weeks Light trucks - 6 weeks Heavy trucks - 10-16 weeks	Car - 2 weeks Light trucks - 6-8 weeks Light dump trucks - 8-12 weeks Heavy dump trucks - 12-16 weeks
	WARRANTY	Car - 12 months or 20,000 km plus 24 months or 40,000 km limited power train Light Trucks - 12 months or 20,000 km plus 24 months or 40,000 km limited power train Group 'B' - Item 1 - five ton dump truck - 12 months or 20,000 km only.	Automobiles - 12 months or 20,000 km Light Trucks - 12 months or 20,000 km Heavy Trucks - 12 months or 20,000 km. plus pro-rated up to 80,000 km, or 24 months power train

......./page eight attached

REMARKS

The foregoing tabulation is a summary of all bids received in response to the subject invitation.

The figures shown in brackets are corrections of errors in extensions, or in computation of Ontario Retail Sales Tax.

RECOMMENDATION

It is recommended for consideration that the bid be awarded, in part, as follows:

GROUP 'A' (TRANSPORTATION DEPARTMENT) - to TAYLOR CHEV. OLDS. CAD. LTD. - $5,294.80 tax included, delivered, being the lowest bid received.

GROUP 'B' - ITEM NO. 1 (WORKS DEPARTMENT) - to TAYLOR CHEV. OLDS. CAD. LTD. - $37,340.86 tax included, delivered, being the lowest bid received.

ITEM NO. 2 - to EDWARDS-FORD MERCURY - $ 6,381.48 tax included, delivered, being the lower bid received.
NOTE: To remain within budget only one new unit will be purchased. Vehicle #350 has been withdrawn from trade & will be retai by the Works Dept. Vehicle #234 has been withdrawn from & will be turned over to the Police Dept.

ITEM NO. 3 - to EDWARDS-FORD MERCURY - $9,197.72 tax included, delivered, being the lower bid received.

ITEM NO. 4 - to EDWARDS-FORD MERCURY - $7,870.92 tax included, delivered, being the lower bid received.

GROUP 'C' - ITEM NO. 1 (PARKS DEPARTMENT) - to EDWARDS-FORD MERCURY - $11,747.53 tax included, delivered, being the lower bid received.

ITEM NO. 2 - to TAYLOR CHEV. OLDS. CAD. LTD. - $8,385.59 tax included, delivered, being the lower bid received.

GROUP 'D' - ITEM NO. 1 ALTERNATE A (POLICE DEPARTMENT) - to EDWARDS-FORD MERCURY - $11,547.44 tax included, delivered, being the only bid received.

+ 5,312.65 - tax included, modification package by SHELLER GLOBE (copy of quote attached).

$16,860.09 tax included, delivered.

(Note - Unit complete with modification package from Edwards-Ford Mercury - ALTERNATE B - $17,285.85)

......../page nine attached

RECOMMENDATION

GROUP 'E' - ITEM NO. 1
(KINGSTON BUS FOR THE HANDICAPPED) - to EDWARDS-FORD MERCURY - $12,381.00 taxes exempt, delivered, being the only tender received.

RECAPITULATION

GROUP 'A'	to TAYLOR CHEV. OLDS. CAD. LTD.	- $5,294.80 tax included
GROUP 'B' ITEM NO. 1	to TAYLOR CHEV. OLDS. CAD. LTD.	- 37,340.86 tax included
GROUP 'C' ITEM NO. 2	to TAYLOR CHEV. OLDS. CAD. LTD.	- 8,385.59 tax included
TOTAL		51,021.25 tax included
GROUP 'B' ITEM NO. 2	to EDWARDS-FORD MERCURY	- 6,381.48 tax included
ITEM NO. 3	to EDWARDS-FORD MERCURY	- 9,197.72 tax included
ITEM NO. 4	to EDWARDS-FORD MERCURY	- 7,870.92 tax included
GROUP 'C' ITEM NO. 1	to EDWARDS-FORD MERCURY	- 11,747.53 tax included
GROUP 'D' ALTERNATE A	to EDWARDS-FORD MERCURY	- 11,547.44 tax included
GROUP 'E'	to EDWARDS-FORD MERCURY	- 12,381.00 tax included
TOTAL		59,126.09 tax included
MODIFICATION PACKAGE (POLICE DEPT.)	to SHELLER GLOBE	- $5,312.65 tax included

Respectfully submitted,

R. J. Plumley

R. J. Plumley,
Purchasing Department.

RJP/jg

att.

Schedule "C" to Report No. 89
(Page 10)

Schedule "C" to Report No. 89
(Page 11)

SHELLER-GLOBE OF CANADA LIMITED

SUPERIOR DESERONTO DIVISION
70 DUNDAS ST., DESERONTO, ONTARIO
Telephone 613-396-3422 KOK 1XO

RECEIVED
AUG 12
KINGSTON
POLICE DEPARTMENT

8th. Aug., 1980.

Kingston City Police,
11 Queen St.,
Kingston, Ont.

ATTENTION: MR. EARL SMITH

Dear Sir:

As per your request the following is price on Police Paddy Wagon:

Basic Unit		$ 4,205.00
	Federal Tax	378.45
	Prov. Tax	294.35
	TOTAL PRICE	$ 4,877.80
Additional Options:		
Front Bulkhead		375.00
	Federal Tax	33.70
	Prov. Tax	26.15
	TOTAL OPTION PRICE	$ 434.85
Rear Inside Bulkhead		545.00
	Federal Tax	49.05
	Prov. Tax	38.15
	TOTAL OPTION PRICE	$ 632.20

Delete.

Yours truly,

SUPERIOR DESERONTO DIVISION,

Vic Williams

Vic Williams
Sales Manager.

VW/mw
Encl.

SUPERIOR .... BY EVERY STANDARD OF COMPARISON

Schedule "D" to Report No.89
(Page 1)

Memo to Mr. R.J.Hamilton, Chief Administrative Officer

Date October 1, 1980

Subject Clyde Farm - Levelling Fill

Origin Public Works Department

Analysis It is probably the normal situation at a clean fill dump site for people to truck fill and dump it when the site is unattended. This means that at some point equipment has to be hired to level the piles of fill material. A lot of fill is needed at the Clyde Farm. Any clean fill dumped on the site is all to the good. Where a contract requires the Contractor to dump and level surplus from projects, working around fill dumped by others is additional cost. D.A. Foley Ltd has been faced with this problem numerous times this summer at the location assigned to him to dispose of surplus at the Clyde Farm from his projects with the City.

Our Inspectors report 25½ dozer hours were required to level fill dumped by others over the summer.

Financial The best solution for the problems created by unknown persons dumping on the site assigned to D.A.Foley Ltd., was to hire his equipment to level the loads dumped by others. The tender rental rate for the dozer was $39.00 per hour or $994.50 for 25½ hours. Provision was made in the Public Works Current Budget for dozer rental at the Clyde Farm. It will cover this cost.

Recommendation That Council authorize payment of $994.50 to D.A. Foley Ltd., for levelling fill dumped by others at the Clyde Farm being the most economical way to clear the site, as a charge against 314-87.

DG/gg

D.Graham, P.Eng
Commissioner of Works

Schedule "E" to Report No. 89
(Page 1)

Memo to: Mr. R.J.Hamilton, Chief Administrative Officer

Date: October 9, 1980

Subject: Clyde Farm - Surplus Excavation from Road Project - Princess St

Origin

Council asked the Public Works Department to negotiate for the purchase of surplus excavation with the successful tenderer for the Princess St improvement project.

Analysis

Fill is needed on roads and on lots in the Clyde Farm. Placing this fill will make dump sites more readily available for any suitable fill that may be available in the future without the frequent need of a dozer

The Princess St project will generate in total 6000 c.y. (solid) of surplus excavated materials excluding the asphalt which the contractor wants. It is possible that in order to keep the dump site useable under some weather and ground conditions that some rock rubble will have to be supplied and placed.

Financial

Negotiations have resulted in a cost of $1.10/c.y.(solid to haul, dump, and level all the surplus excavated material from the project to the Clyde Farm except salvaged asphalt. In the case of supplying and placing rock rubble for access the unit price is $3.45/ton.

Recommendation

That Contract 80-9W be amended to add an item for hauling, dumping, and levelling all the surplus from the project except asphalt salvaged by the Contractor to the Clyde Farm as directed by the Engineer at a lump sum price of $6,600.00, and an item for supplying and placing 100 tons of rock rubble at $3.45/ton, the amount used depending on the ground conditions, and that $7000. be transferred from contingencies to 314-86.

DG/gg

D.Graham, P.Eng
Commissioner of Works

Schedule "F" to Report No.89
(Page 1)

emo to Mr. R.J.Hamilton, Chief Administrative Officer

ate October 7, 1980

ubject Property Acquisition for Improvements to Princess St and Portsmouth Ave intersection.
Mr. J.W.McMichael and Mr. A.McMichael

rigin Public Works Department

nalysis When improvements were made to the intersection several years ago a turning lane in the south-east corner was included. The curb was adjacent to the corner property (see attached sketch). There was no room for a sidewalk. At that time there was a walk on Princess St but not on Portsmouth Ave and the lack of room for a walk did not create a problem. As part of recent improvements a walk has been built on east side of Portsmouth Ave and for the safety of pedestrians, it is essential that there be a sidewalk connection to the Princess St walk. Negotiations have been carried out with the McMichaels. An offer was made using a letter of opinion value for another commercial property in the area (LeRoi Motel) plus 10%. This was accepted.

isting Policy To offer owners of land needed by the City the appraised value plus 10% on the understanding the City will pay the survey and deed registration costs.

nancial Funds were included in the construction by-law for the anticipated acquisition. The price based on the letter of opinion has been rounded off at $205.00.

ommendation That Council authorize the purchase of the property of Mr. J.W.McMichael and Mr. A.McMichael, known as 1376 Princess St., having an area of approximately 52.30 sq.ft. at a purchase price of $205.00.

D.Graham, P.Eng
Commissioner of Works

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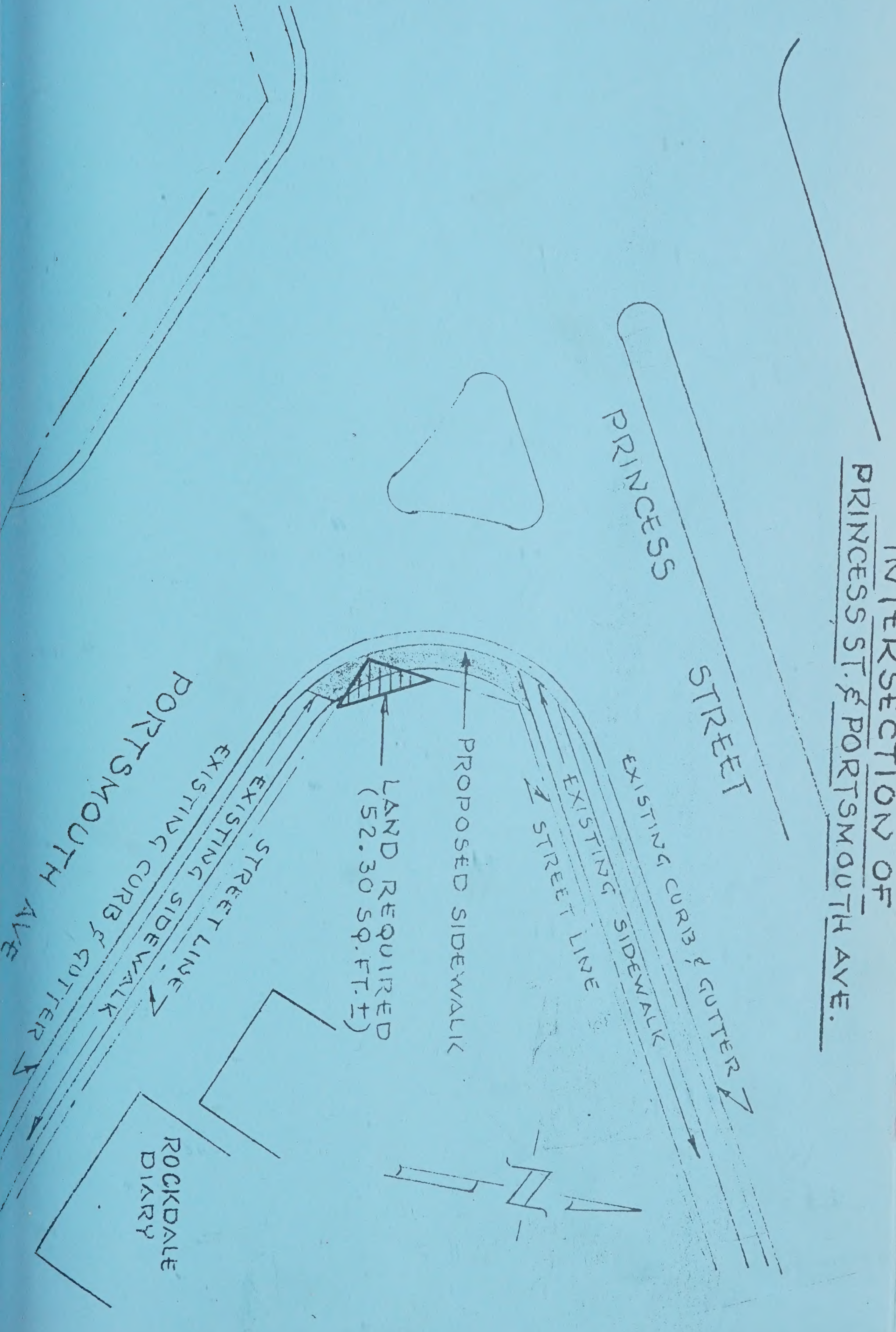
1

Schedule "F" to Report No. 89
(Page 2)



INTERSECTION OF PRINCESS ST. & PORTSMOUTH AVE.

PRINCESS STREET
EXISTING CURB & GUTTER
EXISTING SIDEWALK
℄ STREET LINE
PROPOSED SIDEWALK
LAND REQUIRED (52.30 SQ.FT.±)
STREET LINE
EXISTING SIDEWALK
EXISTING CURB & GUTTER
PORTSMOUTH AVE
ROCKDALE DIARY

Schedule "G" to Report No. 89
(Page 1)

MEMORANDUM

TO: R. J. Hamilton, Chief Administrative Officer

FROM: D. Graham, Commissioner of Works

DATE: October 7th, 1980

SUBJECT: Encroachment Agreement - Mediacom
North side of Counter Street - KIMCO watercourse.

ORIGIN: Memorandum from Mr. N. Jackson, City Solicitor, requesting Council's authorization to execute the above mentioned agreement.

ANALYSIS: A sign by Mediacom was intended to be on the CN Team Track property on the north side of Counter Street. Inadvertently it was placed mostly on City property between the CN and KIMCO - see the attached sketch.

When this was found to be in the road of a proposed sanitary sewer Mediacom was asked to move the sign or alternatively leave it, but pay the City $1,500 to re-align the sewer. They elected to accept the alternative and have paid $1,500. They have been advised that they also need an encroachment agreement. This is acceptable to Mediacom.

FINANCIAL: An annual fee of $100 appears to conform with our charges for other similar signs. This is acceptable to Mediacom and they have forwarded a cheque in that amount.

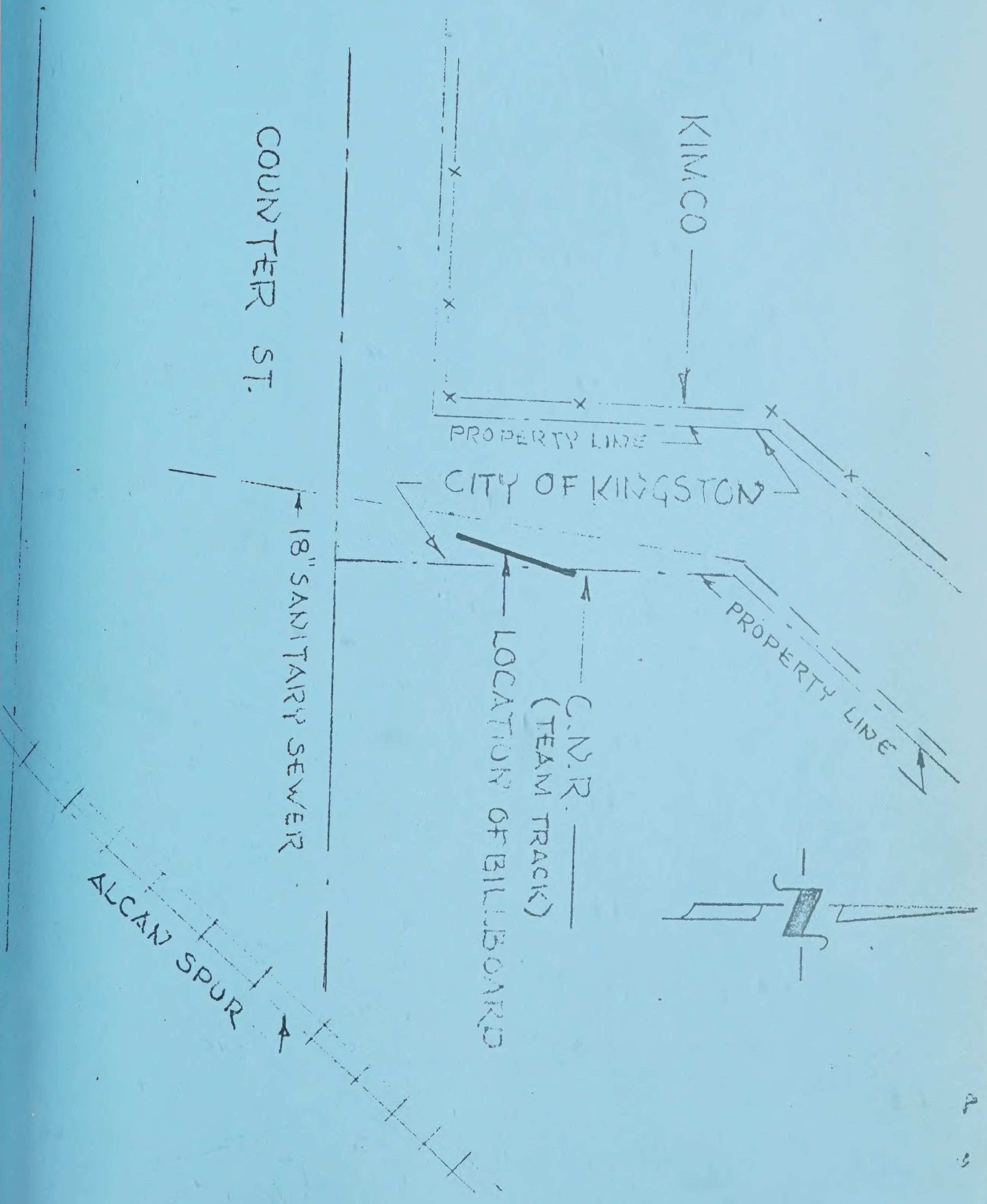
RECOMMENDATION: That the Mayor and City Clerk be authorized to execute an encroachment agreement with Mediacom, 1505 The Queensway, Toronto for a signboard on the north side of Counter Street at the watercourse beside KIMCO at a yearly fee of $100.

D. Graham, P. Eng.
Commissioner of Works

DG:JC

Sketch attached

Schedule "G" to Report No.89
(Page 2)


KIMCO
PROPERTY LINE
CITY OF KINGSTON
COUNTER ST.
18" SANITARY SEWER
LOCATION OF BILLBOARD
C.N.R. (TEAM TRACK)
PROPERTY LINE
ALCAN SPUR

Schedule "H" to Report No.89
(Page 1)

Memo to	Mr. R.J.Hamilton, Chief Administrative Officer
Date	October 8, 1980
Subject	Construction of a concrete sidewalk (1.5m wide) in Wilson Street east side from Drennan Street to Weller Avenue
Origin	Public Works Department
Analysis	This walk was included in the tentative schedule of new sidewalks approved by Council earlier this year. It was proposed because this is a bus route and there are no walks on either side. Particularly in the winter it is hazardous for school children. The Traffic and Streets Administrator considers the walk necessary for the safety of school children. A sufficiently signed petition for the work has been received.
Existing Policy	When a sidewalk is constructed in a residential area for the first time, it is done under the Local Improvement Act.
Financial	Adequate funds are available in the 1980 Capital Budget. The 70/30 split of cost for a school walk has been used in the apportionment.
Recommendation	That since a sufficiently signed petition has been received a by-law be presented to Council to authorize the construction of a concrete sidewalk (1.5m wide) in Wilson Street east side from Drennan Street to Weller Avenue under the provisions of Section 7 of the Local Improvement Act -

The costs are -

Total estimated cost	$11,500.00
Owners' share	2,261.40
City's share	9,238.60
Debenture amount	11,500.00

DG/gg

D.Graham, P.Eng
Commissioner of Works

Schedule "I" to Report No.89
(Page 1)

Memo to	Mr. R.J.Hamilton, Chief Administrative Officer
Date	October 7, 1980
Subject	Snow Disposal Sites
Origin	Public Works Department
Analysis	1. C.P. property - good for day and night dumping 2. Community Centre - good for day dumping 3. Cataraqui Park(north of tennis courts) - day dumping 4. Shannon Park(other than soccer pitch) - day dumping 5. Block "S" (negotiating with Homestead) - day dumping
Existing Policy	All night hauling is to C.P. site. Daytime hauling is to the site where the haul is most economical. Matters relating to City owned dump sites have been discussed with the Parks Department and dealt with by the Community Centre Board.
Financial	The C.P. have agreed to no increase in rental for this winter as our use of the site last winter was so limited ($1750.). The arrangement with the Centre Board is the same as last winter, the payment being $1000.
Recommendation	That the C.P. site be used for night time snow dumping and site or sites providing the most economical disposal be used in the daytime, and that compensation to the C.P. in the amount of $1750.00, and to the Community Centre Board, in the amount of $1000.00, be authorized.

DG/gg

D.Graham, P.Eng
Commissioner of Works

Schedule "J" to Report No.89
(Page 1)

REPORT

TO: R. J. Hamilton,
Chief Administrative Officer

FROM: K. G. Linseman, Administrator
Traffic, Streets and Parking

DATE: October 9, 1980

SUBJECT: PARKING CONTROL - EAST SIDE OF BAGOT STREET FROM RAGLAN ROAD SOUTHERLY 105 FEET

ORIGIN: Traffic and Streets Department

ANALYSIS:

1) The N.I.P. Committee and Planning Board have approved the installation of a flashing light on Bagot Street at Raglan Road.

2) This intersection has had 19 accidents since January 1, 1978, with 80% of the accidents involving northbound Bagot Street motorists failing to stop at the stop sign at Raglan Road.

3) The preliminary design of the flashing light installation is attached. The flashing light will be located above a stop sign in a new concrete island, which will also improve alignment for the northbound traffic on Bagot Street at Raglan Road.

4) In order to implement this intersection improvement, it is necessary to prohibit parking on the east side of Bagot Street from Raglan Road southerly 105 feet.

FINANCIAL CONSIDERATIONS:

1) The cost estimate for the entire installation is $950.00, which includes the No Parking signs.

2) The funds are being provided from the N.I.P. Redevelopment Plan Budget.

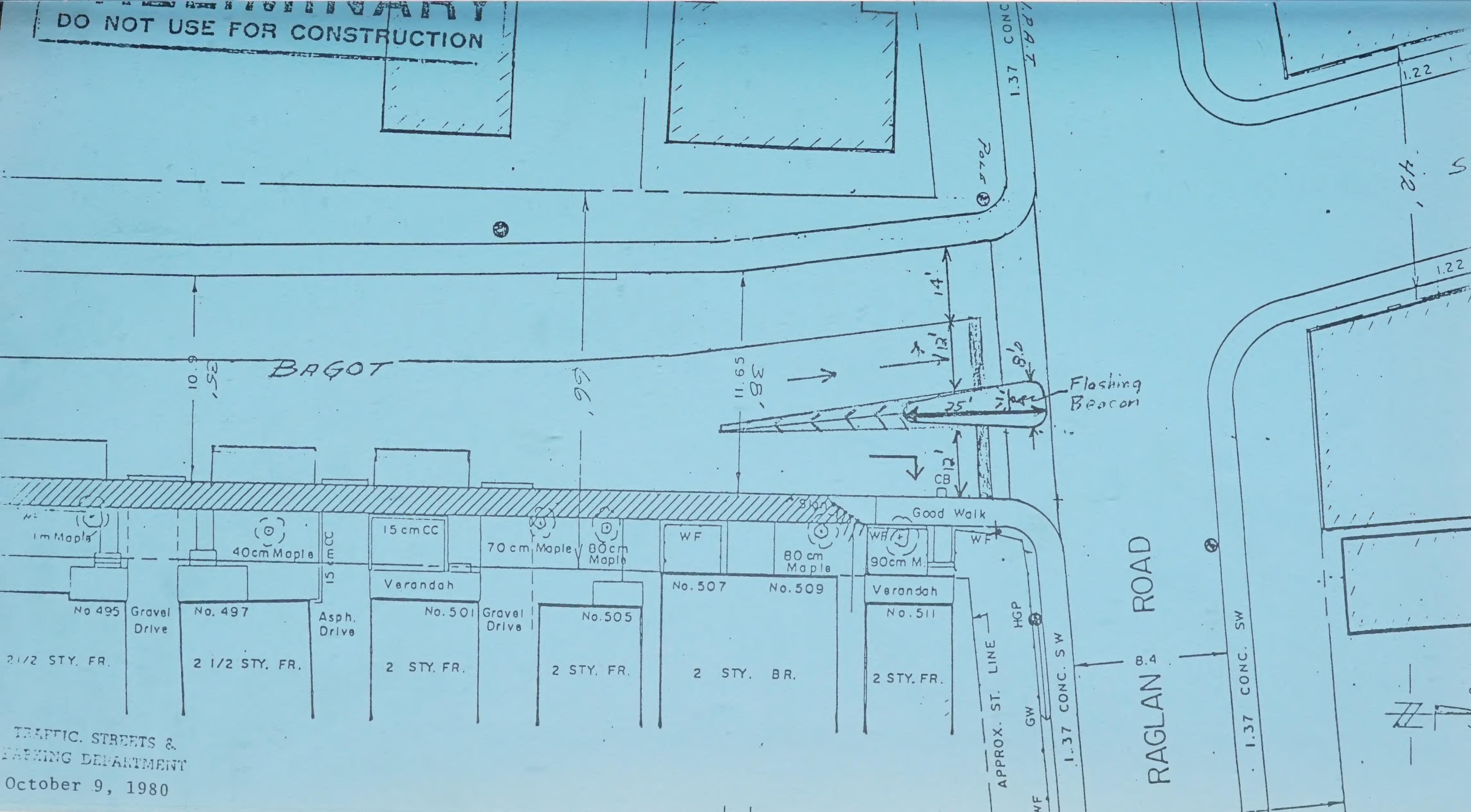
RECOMMENDATION: That a by-law be presented to Council to amend By-Law No. 24 (Traffic) to provide that parking be prohibited on the east side of Bagot Street from Raglan Road southerly 105 feet.

Linseman

K. G. Linseman, M.Sc., P. Eng.
Administrator

KGL/c
Attachment

Schedule "D" to Report No.
(Page 2)


DO NOT USE FOR CONSTRUCTION
BAGOT
RAGLAN ROAD
STREET
42'
1.22
1.22 CONC
1.37 CONC
1.37 CONC. SW
1.37 CONC. S W
8.4
I.P.A.T.
Pole
Flashing Beacon
8.0'
25'
14'
12'
12'
CB
38'
11.65
66'
35'
10.9
Good Walk
WF
WH
90cm M.
80 cm Maple
80cm Maple
70 cm Maple
15 cm CC
15 cm CC
40cm Maple
1m Maple
WF
Verandah
Verandah
No. 511
No. 509
No. 507
No. 505
No. 501
No. 497
No 495
2 STY. FR.
2 STY. BR.
2 STY. FR.
2 STY. FR.
2 1/2 STY. FR.
2 1/2 STY. FR.
Gravel Drive
Asph. Drive
Gravel Drive
APPROX. ST. LINE
HGP
GW
WF

TRAFFIC, STREETS &
PARKING DEPARTMENT
October 9, 1980

Schedule "K" to Report No.89
(Page 1)

REPORT

TO: R. J. Hamilton,
Chief Administrative Officer

FROM: K. G. Linseman, Administrator
Traffic, Streets and Parking

DATE: October 7, 1980

SUBJECT: SANTA CLAUS PARADE - Temporary Street Closings

ORIGIN: Request from the Kingston Jaycees Inc. to conduct their twenty-fourth annual Santa Claus Parade on Saturday, November 15, 1980.

ANALYSIS:

1) It is proposed to lead off from the Kingston Shopping Centre at 10:00 a.m. and proceed down Princess Street to Ontario Street, where the parade will disperse.

2) It is anticipated that the parade will finish at approximately 12:30 p.m.

3) City Council has previously granted permission for this annual event.

RECOMMENDATION: That a by-law be presented to Council to temporarily close portions of Princess Street and Ontario Street on Saturday, November 15, 1980, between 10:00 a.m. and 12:30 p.m. for community purposes in order to permit the Kingston Jaycees Inc. to conduct their twenty-fourth annual Santa Claus Parade.

K. G. Linseman, M.Sc., P. Eng.
Administrator

/c

Schedule "L" to Report No. 89
(Page 1)

Speal, Viner & Kennedy
Barristers Solicitors

RGE N. SPEAL, Q.C.
LTER W. VINER, Q.C.
ER S. KENNEDY
IGLAS R. HAUNTS

P.O. BOX 81
74 BROCK STREET
KINGSTON, ONTARIO K7L 4V6
TELEPHONE 613-544-5322

October 2, 1980

DELIVERED BY HAND

His Worship,
Mayor Kenneth Keyes,
City Hall,
216 Ontario Street
KINGSTON, Ontario
K7L 2Z3

RE: Kingston Azores Soccer Club
428-A Barrie Street, Kingston

Dear Sir:

I received the letter from Mr. Healy of September 12, 1980, advising of the Council's recommendation of September 8, 1980 that the property purchased by the Kingston Azores Soccer Club at 428-A Barrie Street be purchased by the City of Kingston for the sum of $32,000.00. I think that this is a very happy solution for all concerned in getting rid of a problem which I am sure will please both the neighbours and the Kingston Azores Soccer Club.

The only question which still remains unsolved, and perhaps was contemplated in your resolution, relates to the expenses incurred by the Volunteer Group of Citizens who make up the Soccer Club. I am enclosing

. . . 2

a list of these bills, together with photocopies of them totalling $2,632.74.

As I indicated to Mr. Hamilton, I am more than willing to prepare the documents conveying the property to the City of Kingston without any charge to anyone in order to assist in resolving the problem.

However, I am sure that you can appreciate that this group of volunteer people have not only been inconvenienced, but have now had to pay certain sums out of their own pockets, most of which were paid either to the City or to the Bank.

I know that you and most of the members of Council are familiar with the obligations of volunteers and their contribution to further enrich the life of this community, whether it is through sports or the arts, and I am hopeful that this matter can be brought to a speedy conclusion.

In addition to enclosing copies of the bills, I am also enclosing a copy of the survey and a copy of the Offer to Purchase when the property was purchased by the Soccer Club so that you can see that price which is being asked of the City, is the same price that the Soccer Club paid, and they are not seeking anything other than to be re-imbursed for the expenditures they have made.

Yours very truly,

SPEAL, VINER & KENNEDY

Per:

George N. Speal, Q.C.

GNS/lg
encls.

Schedule "L" to Report No. 89
(Page 3)

CORPORATION OF THE CITY OF KINGSTON	5.00
" " [illegible]	35.00
W. R BRIGHTMAN AND SON LOCKSMITHS	25.65
R.D. DERBYSHIRE INSURANCE FIRE	143.00
ONTARIO HYDRO INSPECTION DEPARTMENT	14.00
GARRY RODGERS PLANS FOR RENOVATION	84.19
" " " " "	46.75
WALLACK'S LIMITED PRINTS	9.25
THE ROYAL BANK OF CANADA, RECORDING OF PHOTOCOPIES	2.50
KINGSTON AZORES SOCCER CLUB	
MRW JONES PAINT	500.00
" " MORTG. 3 MONTHS	199.45
ROYAL BANK MORTG. 3 MONTHS	705.00
P.U.C.	65.92
Land Transfer Tax	125.00
Lawyers fees and disbursements re purchase	570.00
[illegible] Jones mtge	66.00
Bank interest to October 1/80	235.00
	$2,632.74

October 7, 1980

Mr. George N. Speal, Q.C.,
Speal, Viner & Kennedy,
P.O. Box 81,
74 Brock St.,
Kingston, Ont. K7L 4V6

Dear George:

I acknowledge receipt of your letter on behalf of the Kingston Azores Soccer Club in which you claim expenditures of $2,632.74 on their behalf. Consideration of this matter was not mentioned earlier by yourself during the discussions regarding this property, but I shall forward it to council at the earliest possible date for consideration, and hopefully speedy conclusion. Mr. Hamilton and I have reviewed the expenditures and find them to be in accordance with regular tariffs and trust that council will accept our recommendation for payment.

Sincerely,

KK:a

Schedule "M" to Report No. 89
(Page 1)

CORPORATION OF THE
CITY OF KINGSTON
OFFICE OF THE Chief Administrative Officer

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

Our Ref. No. 5-3

IN CAMERA

October 3, 1980

MEMORANDUM

TO: MAYOR KEYES AND MEMBERS OF COUNCIL

FROM: R.J. HAMILTON, C.A.O.

RE: LEGAL EXPENSES INCURRED BY CONSTABLE TERRY COOPER

We are forwarding herewith a memorandum from Mr. Jackson, wherein he points out that City Council must approve the bill for legal fees incurred by Constable Terry Cooper in the amount of $564.00. Council is aware that the Kingston Police Commission have agreed to pay this, however it requires Council's approval in these events.

Mr. Jackson further points out that a policy is being prepared and it is being suggested that such a request in the future, be made to the Commission prior to the incurring of the account and that there will be other restrictions as well related to the type of charges so that charges properly laid by the police force will not be subject to this policy.

R.J. Hamilton,
C.A.O.

RJH/sd
Encl.

Schedule "M" to Report No. 89
(Page 2)

Office of the
City Solicitor
Our Ref. No. 80-914

OCT 2 1980

MEMORANDUM

TO: Mr. R.J. Hamilton,
Chief Administrative Officer

FROM: Mr. Norman C. Jackson,
City Solicitor

DATE: October 2, 1980

RE: Legal Expenses incurred by Constable Terry Cooper

Constable Terry Cooper of the City of Kingston police force, while engaged in the performance of his duties, had occasion to become involved with one Donald Baird. Donald Baird was charged by the police force with speeding, failing to produce a driver's licence, overcrowding, having liquor in his motor vehicle and failing to produce insurance. Baird subsequently pleaded guilty to the speeding charge and was found guilty on the other four charges. Mr. Baird appeared before a Justice of the Peace and laid a charge of common assault against Constable Cooper. Constable Cooper retained his own solicitor to defend the charge. When the charge was finally set to proceed in Court, Mr. Baird did not appear and the assault charge against Constable Cooper was dismissed. However, Constable Cooper has now received a bill from his solicitor in the amount of $564.00.

Since Constable Cooper was engaged in the lawful performance of his duty as a police officer, the Police Commission has agreed to pay his legal fees in the amount of $564.00. I reviewed the circumstances under which this account was rendered for the Police Commission, and I include herewith a copy of my opinion dated September 11, 1980.

Pursuant to the provisions of Subsection (6) of Section 24 of The Police Act, City Council must approve of this payment since this section indicates that "The Council of the municipality, may in such cases and to such extent as it sees fit, pay any damages or costs awarded against a member of the police force maintained by them or any special constable in any civil or criminal proceeding brought against him...". In a very recent decision of the Ontario Court of Appeal released this month, Re Durham Regional Board of Commissioners of Police and Durham Regional Police Association, the Court indicated that boards of commissioners of police cannot agree with a police assocation to provide for legal expenses incurred by police officers. Rather, this can only be done by the City Council pursuant to Section 24, Subsection 6 of The Police Act. I include herewith a copy of

.../2

of this decision.

I also include a copy of the account rendered which, in terms of preparation and time spent would appear to be reasonable. The Board of Commissioners of Police has therefore asked me to convey their recommendation to City Council that this account be paid, since based on the result of the charges that were laid and based on the internal investigation carried on by the police, Constable Cooper was engaged in the lawful performance of his duties at the time of the incident, and it was necessary for him to retain a solicitor to defend him. The Police Commission have requested the Chief and myself to review this matter and to present a policy for future cases of this type. There have been only 4 in the past thirty years. A policy is now being prepared and it is being suggested that such requests in the future be made to the Commission prior to the incurring of the account and that there will be other restrictions as well related to the types of charges, so that charges properly laid by the police force will not be subject to this policy.

N Jackson
Norman C. Jackson,
City Solicitor

NCJ/ks
Enclosures

CORPORATION OF THE
CITY OF KINGSTON
OFFICE OF THE Chief Administrative Officer

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

Our Ref. No.20-9.12

October 7, 1980

MEMORANDUM

TO: MAYOR KEYES AND MEMBERS OF COUNCIL

FROM: MR. R.J. HAMILTON, C.A.O.

RE: CLOSING OF DAVIDSON STREET

Mr. Jackson recently received a request from Mildred Morton, legal representative for Mr. Herrington, to meet and discuss the parcel of land that Mr. Herrington hopes to acquire from the City on Davidson Street for use as a driveway.

The parcel of land is approximately 10' x 60' which is adjacent to Mr. Herrington's lot line. Council should also be aware of the Notice of Arbitration, wherein compensation of $15,000. was being requested by Ms. Morton which was dated September 11, 1980.

Mr. Jackson, myself and Mayor Keyes met with the above two individuals to discuss the matter and the following conditions were proposed by Ms. Morton:

(1) Mr. Herrington is prepared to pay a sum of $600.00 for the parcel which represents $1.00 a square foot. This price is representative of the price paid by the other property owners on Alwington Avenue. Mr. Herrington felt that he should receive the same consideration as was offered to the other property owners. Mr. Herrington is prepared to pay this $600.00 immediately.

(2) The City of Kingston agrees to pay for any surveys and also to install a curb ramp on Pembroke Street.

...2/

(3) The City will remove the tree closest to Pembroke Street provided the title has been transferred to Mr. Herrington and the cost of the removal will be at the City's expense. Mr. Williams, of the Parks Department, assumed a figure at approximately $150.00 for this particular work.

(4) This transaction is conditional on the approval of the Committee of Adjustment to enable the City to sell the balance of the property for a site to contain a duplex.

Council will recall that the last discussion we had about this matter, we had recommended that Mr. Herrington had agreed to purchase the property for a price of $1,000. payable over a five year period on the basis of $16.66 per month.

Since Mr. Herrington is prepared to pay cash in the amount of $600.00 at this time, the City will gain the benefit of interest earned over the future and the values to the Corporation are approximately equal to the original position we reported to Council on August 26th, 1980.

In order to finalize this matter and avoid a future Hearing, which would mean additional costs to the Municipality, we recommend that Council accept this offer.

R.J. Hamilton,
C.A.O.

RJH/sd
Encl.

Schedule "N" to Report No.89
(Page 3)

Office of the
City Solicitor
Our Ref. No. 80-906

OCT 8 1980

MEMORANDUM

TO: Mr. R.J. Hamilton,
Chief Administrative Officer

FROM: Mr. Norman C. Jackson,
City Solicitor

DATE: October 7, 1980

RE: David Herrington - Arbitration
Closing of Davidson Street

City Council at its meeting of September 22, 1980, approved of your recommendation to sell a 10 foot by 60 foot portion of the closed Davidson Street road allowance to Mr. David Herrington at a price of $1,000.00 payable over five years with the City to be responsible for any surveys, installing a ramp and cutting down one tree. Yesterday, you, the Mayor and I met with Mr. Herrington and his solicitor, Mildred Morton. Because of certain statements made and because this matter had been sent to the Ontario Municipal Board for arbitration, I had requested that future dealings be with Mrs. Morton, who is the solicitor on the record. It was her desire to hold the meeting yesterday to discuss the City's offer to sell.

She indicated a desire to abandon the arbitration if Mr. Herrington could receive a similar benefit as the other landowners on Alwington Avenue who had purchased property from the City. She also expressed the desire to pay immediately, rather than over five years. The immediate payment would, of course, be in the City's interest since the previous offer by the City was to be without interest over the five years.

I have reviewed the Council minutes for the sale of the egg grading station to the abutting owners on Alwington Avenue and have ascertained that the land was sold for $13,200.00. On a square foot basis, this would amount to approximately $1.03 per square foot. It is, of course, to be noted that the purchasers on Alwington Avenue were buying land-locked property and this was acknowledged in their Deeds.

It was suggested at the meeting that Mr. Herrington would be willing to pay $1.00 per square foot, for the total sum of $600.00. This was to be paid immediately and it was therefore acknowledged that the City would have the funds and could expect

.../2

to receive on a long-term certificate over five years at the current interest rate, with interest compounded, approximately $300.00. Therefore, at the end of the five year period, the City would be in almost the same position as if it had completed its original offer to Mr. Herrington for the price of $1,000.00 without interest. There would still be a difference of approximately $100.00, and it was suggested that Mr. Herrington is more directly affected by the street closing than the owners on Alwington Avenue. This is true since the owners on Alwington Avenue were able to add the portions of the former egg grading station to the rear of their properties. Mr. Herrington will be purchasing a 10 foot by 60 foot portion to serve as a driveway to replace parking which he formerly enjoyed on the City street, but more importantly this 10 foot by 60 foot portion would serve to permit him to use his side door which is now right on the property line dividing the street and his property, and he will be able to walk from his side door to his rear yard on a walk which is presently existing. It is also acknowledged that while the City complied with the legal requirements of The Municipal Act by publishing the notice four times in a local newspaper, Mr. Herrington claims not to have received this notice and he did not have the same opportunity to participate as the other landowners on Alwington Avenue from the beginning, when these landowners first approached the City with their request to purchase the lands.

It is my feeling that on the arbitration the Ontario Municipal Board would recognize that the owners on Alwington Avenue bought land-locked property, but the Board would also, I believe, recognize the direct effect that the street closing has on Mr. Herrington, his house being located right on the boundary and the use of his property being affected by the street closing. It is also to be recognized that if this matter did proceed to arbitration the City's costs and disbursements including an appraisal fee for our appraiser to be present and give evidence, would likely exceed the difference now proposed.

It would seem reasonable to suggest that Mr. Herrington purchase the 10 foot by 60 foot portion at approximately the same rate as the owners on Alwington Avenue were able to purchase their abutting lands. Accordingly, I would recommend that this property be sold to Mr. Herrington, upon the same terms and conditions as City Council previously approved, except that instead of providing Mr. Herrington with a payment over five years of $1,000.00 without interest, that we accept his offer to pay $600.00 immediately, it being understood that upon receipt of a Deed from the City to him and upon receipt by the City of Mr. Herrington's $600.00, that he thereupon immediately abandon his request for arbitration and his claim for $15,000.00 as compensation from the City.

Norman C. Jackson,
City Solicitor

NCJ/ks

REPORT NO. 90

October 9th, 1980.

To the Mayor and Aldermen:

The Public Access Committee reports and recommends as follows:

1. That clause 6 of Report No. 71, which read,

   "Insofar as possible, in camera meetings shall commence at an hour appropriate to finish in time for open Council meetings at 8 p.m. and shall be immediately terminated after items on the agenda have been considered",

   be reworded to read as follows:

   "A Committee of the Whole meeting held before a meeting of Council shall be concluded or adjourned at 7:55 p.m. unless extended by majority vote of the Committee."

2. That clause 2, Section B, not be amended and continue to read as follows:

   "Minutes of in camera meetings and reports presented to in camera meetings shall be available to the public when final decision is made by Council, unless otherwise prohibited by law."

   NOTE: This clause had been referred back to the Committee with a suggestion that minutes recording discussions of labour negotiations should not be made public.

3. That the words "except inter-departmental correspondence" be added to Clause 3, Section B, so that the clause will read as follows:

   "Upon reasonable notice, any person shall be permitted, during City Hall working hours, to inspect any records, plans, books, accounts, documents, correspondence and reports which have been reported or distributed to Council or a committee of Council, except inter-departmental correspondence, unless such documents must remain confidential by law or by by-law."

   NOTE: The Committee had been asked to review this clause in light of Section 216 of The Municipal Act which exempts inter-departmental correspondence and solicitors' reports from the requirement for public access.

4. That Clause 4, Section B, not be amended. The clause reads as follows:

   "Final consultants' reports shall be made available to the public as soon as they have been distributed to Council members and staff. Reports should be distributed as soon as practicable."

   NOTE: This clause had been referred back to the Committee with the suggestion that reports dealing with labour-management issues should not be made available to the public.

5. That Clause 3, Section B, be deleted. The clause reads: "No member of staff, Council or Council committee shall make any public statement concerning any matter which, to his/her knowledge, has been discussed at an in camera meeting until the matter has been reported at an open meeting of Council or Committee of Council."

   NOTE: The Committee recommends deletion of this clause pursuant to a report received by the City Solicitor.

6. That the Clerk's Department be asked to review its distribution list and means of distributing meeting agendas and minutes.

Respectfully submitted,

Chairman.

COMMITTEE OF THE WHOLE

(B) That Council rise from the Committee of the Whole and the Chairman report.

COUNCIL

REPORT OF THE COMMITTEE OF THE WHOLE

(C) That the Report of the Committee of the Whole be adopted, approved and confirmed.

MOTIONS

NOTICES OF MOTION

BY-LAWS

(A) That By-Laws 1 to 7 be given their First & Second Readings.

(B) That By-Laws 7 to 9 be given their Third Reading.

* * *

(1) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston" (Rezone 0.53 ha of Land at South-West Corner of Hickson Avenue and Harvey Street from M6 Industrial to M7 Industrial)

(FIRST AND SECOND READINGS) (PROPOSED NO. 80-226)
Clause 1, Report No. 88, 1980

(2) A By-Law to Amend By-Law No. 8820, "A By-Law to Provide for Land for Parks Purposes Pursuant to Section 35a of *The Planning Act*" (Amend Section 1)

(FIRST AND SECOND READINGS) (PROPOSED NO. 80-227)
Clause 2, Report No. 88, 1980

(3) A By-Law to Authorize the Construction of a Concrete Sidewalk, 1.5m wide, on the East Side of Wilson Street from Drennan Street to Weller Avenue Under the Provisions of Section 7 of *The Local Improvement Act* (Petition)

(FIRST AND SECOND READINGS) (PROPOSED NO. 80-228)
Clause 9, Report No. 89, 1980

(4) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of The City of Kingston, Subject to the Provisions of *The Highway Traffic Act* (Clause 11, Report No. 89)

(FIRST AND SECOND READINGS) (PROPOSED NO. 80-229)
Clause 11, Report No. 89, 1980

BY-LAWS (Cont'd)

(5) A By-Law to Temporarily Close Portions of Princess Street and Ontario Street on Saturday, November 15, 1980, from 10:00 A.M. to 12:30 P.M. for Community Purposes.

(FIRST AND SECOND READINGS) (PROPOSED NO. 80-230)
Clause 12, Report No. 89, 1980

(6) A By-Law to Fix the Price at Which the Stopped Up Portion of Davidson Street, West of Pembroke Street, is to be Sold

(FIRST AND SECOND READINGS) (PROPOSED NO. 80-231)
Motion (1), Page 1297, City Council Meeting No. 37,
Clause (2), Report No. 77, 1980, and
Clause 16, Report No. 89, 1980.

(7) A By-Law to Confirm the Proceedings of Council at its Meeting Held on October 14, 1980.

(THREE READINGS) (PROPOSED NO. 80-232)
City Council Meeting No. 51, 1980

(8) A By-Law to Authorize the Execution of an Agreement with W. A. Thompson (Sewer Connection - 131 King Street West)

(THIRD READING) (PROPOSED NO. 80-206)
By-Law No. 14

(9) A By-Law to Amend By-Law No. 2537, "A By-Law to Ratify and Confirm the Establishment of Petty Cash and Change Funds" (Increase Rideaucrest Petty Cash Fund to $1,000.00)

(THIRD READING) (PROPOSED NO. 80-223)
Clause 1, Report No. 85, 1980

UNFINISHED BUSINESS

ADJOURNMENT

CITY COUNCIL MEETING NO. 51

The Regular Meeting of City Council was held on Tuesday, October 14, 1980, commencing with an In Camera session from 7:17 p.m. to 7:42 p.m. in the Loyalist Room, City Hall, and continued in the Council Chamber at 8:00 p.m. His Worship Mayor Keyes presided.

(Loyalist Room)

ROLL CALL

Mayor Keyes, Ald. Bishop, Ald. Clark, Ald. Clements, Ald. Gerretsen (left the meeting after declaring a conflict of interest in the matter before the Committee of the Whole In Camera since he acts as Solicitor for Ald. McArthur), Ald. Gorham, Ald. Hawkins, Ald. Matthews, Ald. Miller (arrived at 7:28 p.m.), Ald. Timmins, Ald. Webb (11)

ADMINISTRATIVE STAFF PRESENT

Mr. R.J. Hamilton, Chief Administrative Officer;
Mr. M.C. Healy, City Clerk;
Mr. D.R. Fluhrer, Commissioner of Parks & Recreation;

QUEEN'S UNIVERSITY LIBRARY
DOCUMENTS DEPARTMENT
NOV 3 1980

COMMITTEE OF THE WHOLE IN CAMERA

(A) Moved by Ald. Bishop,
Seconded by Ald. Clements,

That Council resolve itself into the Committee of the Whole In Camera to consider the following item:

(1) Purchase of Barn - North Street Hill.

(Council Chamber)

ROLL CALL

Mayor Keyes, Ald. Bishop, Ald. Clark, Ald. Clements, Ald. Gerretsen, Ald. Gorham, Ald. Hawkins, Ald. Knapp, Ald. Lampropoulos, Ald. Matthews, Ald. McArthur, Ald. Miller, Ald. Tarnowecky, Ald. Timmins, Ald. Webb (15)

ADMINISTRATIVE STAFF PRESENT

Mr. R.J. Hamilton, Chief Administrative Officer;
Mr. B.G. Cousens, City Treasurer;
Mr. D.R. Fluhrer, Commissioner of Parks & Recreation;
Mr. N.C. Jackson, City Solicitor;
Mr. D. Graham, Commissioner of Works;
Mr. K. Linseman, Administrator of Traffic & Streets;
Mr. M.C. Healy, City Clerk.

(B) Moved by Ald. Bishop,
Seconded by Ald. Clark,

That Council rise from the Committee of the Whole In Camera without reporting.

CARRIED

MINUTES

Moved by Ald. Gorham,
Seconded by Ald. Hawkins,

That the Minutes of City Council Meeting No. 48 held on September 29, 1980
confirmed.

CARRIED

TABLING OF DOCUMENTS

(1) Copy of Remarks by the Honourable Paul Cosgrove, Minister Responsible for Canada Mortgage and Housing Corporation, to the Association of Ontario Housing Authorities, dated September 22, 1980.

(2) Copy of Remarks by the Honourable Thomas L. Wells, Miniters of Intergovernmental Affairs, to the 1980 Conference of the Association o Municipalities of Ontario held on August 18, 1980.

(3) From the Ministry of Housing, a copy of their Double Edition of their publication "Housing Ontario" for the months July/August and September October, 1980.

COMMUNICATIONS

Council consented to the addition of Communication Nos. 655 to 658.

Filed

(647) From Mr. and Mrs. Lyle Dawson thanking the City for the flowers which they received on the occasion of their 50th Wedding Anniversary.

File No. 3-6

(648) From Margit Herrmann, Assistant to the Honourable Flora MacDonald, who is presently in Southeast Asia, thanking the City for the copy of the resolution regarding the closure of the Canada Customs Office at Port Metcalfe, Wolfe Island, and advising that Miss MacDonald had made strong representations to the Minister of Revenue to have the Customs Office re-opened but her efforts were to no avail. A copy of the Minister's explanation for his decision, wherein repair costs of $25,225 and $7,800. operational expenses for four month period of operation were not justified when alternative services were nearby, was enclosed as a reference. (Report No. 76, Clause 14).

File No. 6-2

(649) From the Arts & Science Undergraduate Society of Queen's University thanking the City for their co-operation in allowing Queen's to conduct their Mardi-Gras events.

File No. 18-1.1

COMMUNICATIONS (Cont'd)

Filed

(650) From the Director of Education, Frontenac-Lennox and Addington County Roman Catholic Separate School Board, expressing appreciation to the many returning officers who will be working on election day in the school which gives the school children an opportunity of observing the election process first hand.

File No. 5-2

(651) From Mr. and Mrs. Harold Ryan thanking the City for the flowers which they received on the occasion of their 50th Wedding Anniversary.

File No. 3-6

(652) From the Public Utilities Commission of the City of Kingston forwarding their Statement of Revenue & Expenditures for the Month of August, 1980, for the Transit Department, showing the following deficits:

	1980 Budget Estimates	1980 to date	Month of August 1980	1979 to date
Operating Deficit:	$882,585.	$654,309.	$74,794.	$591,161.
Debentures:	27,545.	18,363.	2,295.	18,460.
Total Deficits:	$910,130.	$672,672.	$77,089.	$609,621.

(Note: A copy of the Full Statement was distributed to all members of Council with the Agenda.)

File No. 17-11.2

(653) From Mr. Anthony P. Pollard, Special Assistant (Ontario) to the Honourable Jean-Luc Pepin, acknowledging the City's letter regarding the removal of Canada Customs Services from the eastern end of Wolfe Island. (Report No. 76, Caluse 14)

File No. 6-1

Which Had Been Referred to the Chief Administrative Officer

(654) From Mr. G. G. Muirhead, Director of Planning & Urban Renewal, advising that he has decided to take his retirement early, effective January 5th, 1981, instead of in June, 1981.

File No. 5-3.9

COMMUNICATIONS (Cont'd)

Filed

(655) From the Canadian Cancer Society, Vancouver, British Columbia, acknow receipt of the City of Kingston's letter in which the Cancer Society advised of the motion passed by Kingston City Council designating Sep 1980 as "Terry Fox Marathon of Hope" month.

The Canadian Cancer Society advises that the City of Kingston's lette be delivered to Terry Fox.

File No. 3-6

(656) From Mrs. Nellie Ottenhof thanking the City for the flowers she recei on the occasion of her 75th birthday.

File No. 3-6

(657) From the Hon. Dennis Timbrell, Minister of Health, concerning the mot passed by Kingston City Council requesting an independent review of t administration and operation of the Kingston, Frontenac and Lennox & Health Unit.

Mr. Timbrell advises that Mr. David Tough, LL.D of the City of North has been appointed to investigate this matter and that the investigat underway.

File No. 8-2.4

(658) From Margit Herrmann, Assistant to Flora MacDonald, M.P., concerning income tax provisions which allow tax deductions by developers for th demolition of old buildings.

Ms Herrmann advises that a reply was received from the Hon. Allan Mac Minister of Finance, in response to Miss MacDonald's proposal that th Tax Act be amended so that deductions not apply where buildings are c to be of historic or cultural value. It is noted in Mr. MacEachen's a copy of which was forwarded to the City of Kingston, that the gover reviewing its existing policy in this regard.

File No. 2-4.1

COMMITTEE OF THE WHOLE

(A) Moved by Ald. Knapp,
Seconded by Ald. Lampropoulos,

That Council resolve itself into the Committee of the Whole to hear a Delega and receive Reports.

CARRIED

(B) Moved by Ald. Miller,
Seconded by Ald. Tarnowecky,

That Council rise from the Committee of the Whole and the Chairman report.

CARRIED

REPORT OF THE COMMITTEE OF THE WHOLE

The Chairman reported that the following delegation and reports were received in the Committee of the Whole as follows:

DELEGATION

(1) Mr. Gerald Judge representing the Circle Fastball League was present.

(Note: A copy of a brief from the League was not available for distribution).

REPORTS

Report No. 88 - City of Kingston Planning Board.

Ald. Clements presented Report No. 88 of the Planning Board.

Moved by Ald. Clements,
Seconded by Ald. Timmins,

That Report No. 88 of the Planning Board be received and considered clause by clause.

REPORT NO. 88

October 8, 1980.

the Mayor and Aldermen:

The City of Kingston Planning Board reports and recommends as lows:

WHEREAS application has been filed by Kingsway Plumbing Supplies Limited to amend Zoning By-Law No. 8499 with respect to a 0.53 ha (1.31 ac) parcel of land located at the southwest corner of Harvey Street and Hickson Avenue from M6 Industrial to M7 Industrial in order to permit future expansion of their business;

WHEREAS the proposed amendment is in conformity with the Official Plan which designates the subject property as Industrial; and

WHEREAS the subject property is presently bounded on two sides by properties which are zoned M 7 and developed for industrial purposes in accordance with that zoning and on the third side by a railway right-of-way; and

WHEREAS Planning Board is of the opinion that the existing use of land (plumbing and electrical equipment distributor) and its proposed expansion is an appropriate use for this property;

REPORTS (Cont'd)

Report No. 88 - Planning Board

1. (Cont'd)

THEREFORE BE IT RESOLVED THAT:

A. By-Law No. 8499 be amended by amending Zoning Map No. 15 so as to rezone the approximately 0.53 ha parcel of land located at the southwest corner of Hickson Avenue and Harvey Street, as shown on a copy of Zoning Map No. 15 which is attached hereto as Schedule 'A', from M6 Industrial to M7 Industrial.

B. The City obtain approval for the amending By-Law in accordance with the regulations prescribed under Section 35(25) of The Planning Act.

(Note: A copy of Zoning Map No. 15 is attached hereto as Schedule 'A' - 1 page)

(See By-Law 1 : No. 80-226)

CARRIED

2. WHEREAS By-Law No. 8820, as amended, provides that no building permit shall be issued unless cash or land for parks purposes has been conveyed to the City; and

WHEREAS the said By-Law applies to even minor works which do not result in any additional dwelling units; and

WHEREAS it is considered appropriate to apply this By-Law only where at least one additional dwelling unit is created;

THEREFORE BE IT RESOLVE THAT By-Law No. 8820, 'A By-Law to Provide for Land for Park Purposes Pursuant to Section 35a of The Planning Act', be amended by adding the following to Section 1:

"provided that the development or redevelopment results in the creation of one or more additional dwelling units".

(See By-Law 2 : No. 80-227)

CARRIED AS AMENDE
(See following motion of am

Moved by Ald. Hawkins,
Seconded by Ald. Bishop,

That Clause 2 be amended by deleting the words "a minimum of" in the 1 sentence of the last paragraph and by adding after the word "one" the "or more".

CARRIED

REPORTS (Cont'd)

Report No. 88 - Planning Board

3. That, as requested by the Neighbourhood Improvement Program Citizens Committee, and as recommended by the Administrator of Traffic, Streets and Parking, a flashing red signal light and concrete island be installed at the intersection of Bagot Street and Raglan Road, as outlined on a sketch submitted by the Administrator of Traffic, Streets and Parking, at an estimated cost of $950.00, to be charged to surplus funds received from disposal and rentals received from various properties in the Neighbourhood Improvement Area.

(Note: Report prepared by the Administrator of Traffic, Streets and Parking is attached as Schedule 'B' - 2 pages)

CARRIED

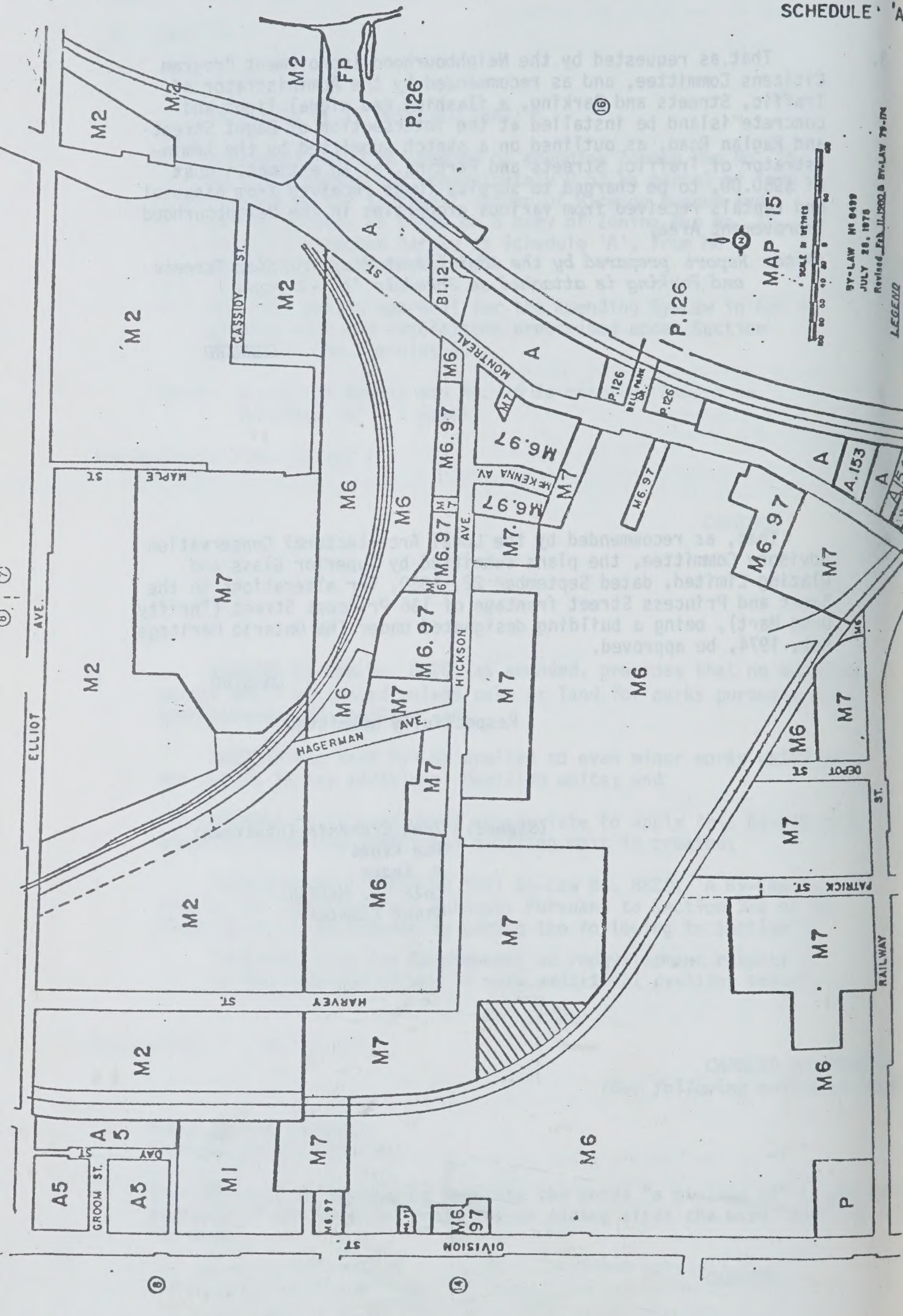
4. That, as recommended by the Local Architectural Conservation Advisory Committee, the plans submitted by Superior Glass and Glazing Limited, dated September 22, 1980, for alterations to the Bagot and Princess Street frontage of 136 Princess Street (Thrifty Drug Mart), being a building designated under The Ontario Heritage Act, 1974, be approved.

CARRIED

Respectfully submitted,

(Signed) *John Clements* (Chairman)
Ken Keyes
W. Knapp
Lois E. Miller
Grant Timmins

Schedule 'A' to Report No. 88
(Page 1)


SCHEDULE 'A
MAP 15
BY-LAW No 8499
JULY 28, 1978
Revised
LEGEND
ELLIOT AVE.
MAPLE ST.
CASSIDY ST.
MONTREAL ST.
BELL PARK
McKENNA AV.
HICKSON AVE.
HAGERMAN AVE.
HARVEY ST.
DAY ST.
GROOM ST.
DIVISION ST.
DEPOT ST.
PATRICK ST.
RAILWAY
M2
FP
P.126
A
B1.121
M6
M6.97
M7
A.153
A5
M1
P

Schedule 'B' to Report No. 88
(Page 1)

MEMORANDUM

TO: L. Haver, Clerk V

FROM: K. G. Linseman, Administrator
Traffic, Streets and Parking

DATE: October 8, 1980

SUBJECT: BAGOT STREET AND RAGLAN ROAD

Please find attached a preliminary design of the proposed flashing light installation to be located above the stop sign in the proposed concrete island.

The cost estimate is actually $950.00 and not $600.00 as indicated in the N.I.P. Committee resolution.

The proposed design installation also improves the alignment of Raglan Road northbound approach to Bagot Street, in which 80% of the accidents have occurred.

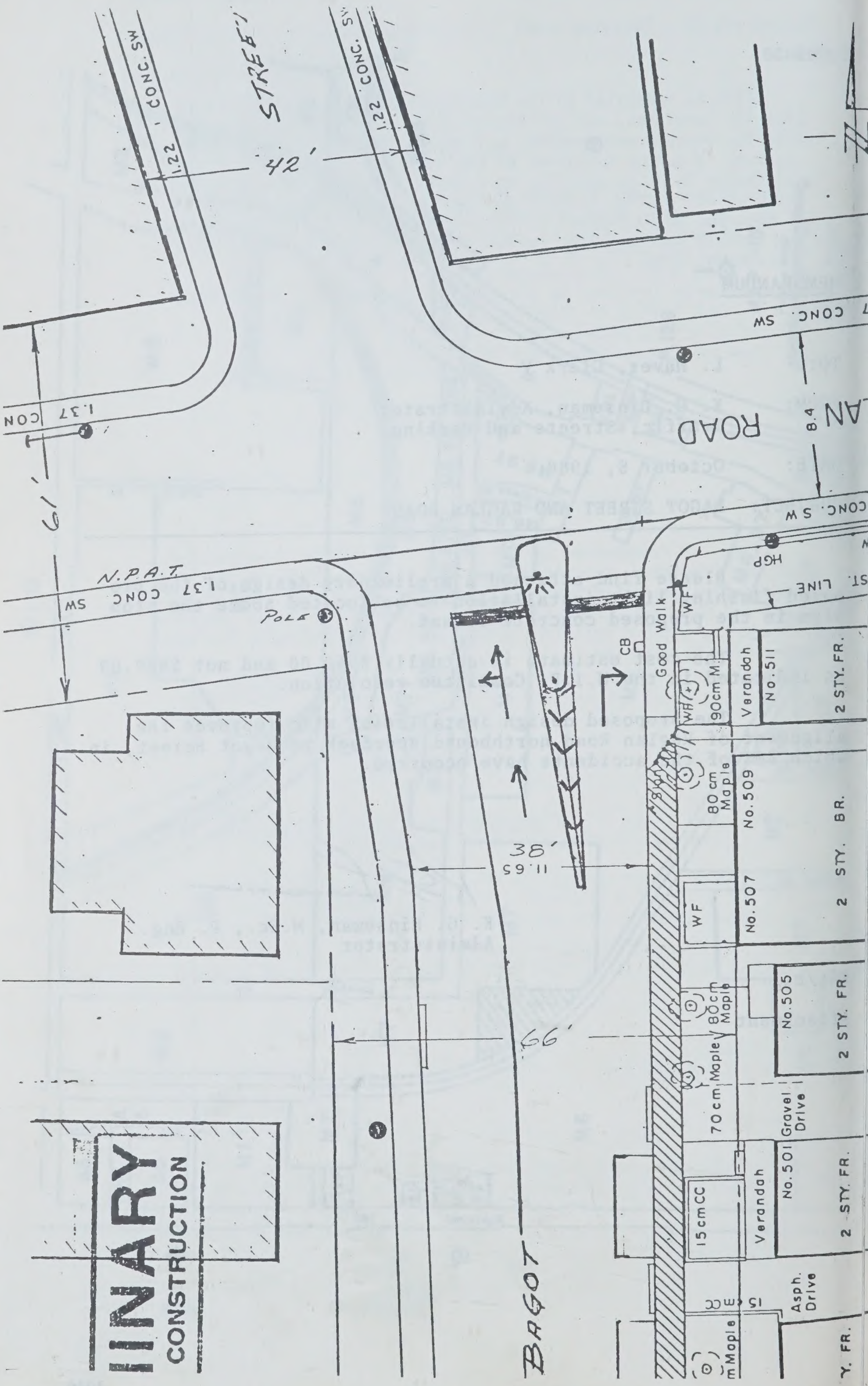
K. G. Linseman

K. G. Linseman, M.Sc., P. Eng.
Administrator

KGL/c

Attachment

Schedule 'B' to Report No. 88
(Page 2)


STREET
42'
1.22
CONC. SW
1.22
CONC. SW
CONC SW
1.37 CONC
ROAD
8.4
61'
N.P.A.T.
1.37 CONC SW
POLE
CONC S W
HGP
ST. LINE
WF
CB
Good Walk
90cm M
WH
Verandah
No. 511
2 STY. FR.
80 cm Maple
No. 509
2 STY. BR.
38'
11.65
WF
No. 507
80cm Maple
70 cm Maple
No. 505
2 STY. FR.
66'
Gravel Drive
15cmCC
Verandah
No. 501
2 STY. FR.
Asph. Drive
m Maple
Y. FR.
BAGOT
INARY
CONSTRUCTION

REPORTS (Cont'd)

Report No. 89 - Chief Administrative Officer

Council consented to the addition of Clause 17.

Moved by Ald. Matthews,
Seconded by Ald. McArthur,

That Report No. 89 of the Chief Administrative Officer be received and considered, clause by clause.

REPORT NO. 89

October 14, 1980

To the Mayor and Members of Council:

The Chief Administrative Officer reports and recommends as follows:

1. That, as recommended by the Commissioner of Parks and Recreation, in order to now provide for the financing of the restoration of the two limestone cannon foundations and wooden cannon carriages located in City Park at the intersection of King Street East and West Street at a total estimated cost of $9,500.00 during the coming winter months with completion in the spring of 1981 the following budget appropriation amendment be approved:

	Increase	Decrease
PARKS DEPARTMENT		
Contributions from Revenue Fund		
- Other Projects		
- Restoration of two City Park Cannons	$9,500.	-
FINANCE		
- Contingencies	-	$9,500.

(Note: A copy of the Report of the Chief Administrative Officer is attached as Schedule "A", 5 Pages.)

CARRIED 13:2

Ald. Matthews and Ald. Clements opposed
(See following motion of amendment which was lost)

Moved by Ald. Hawkins,
Seconded by Ald. Clements,

That Clause 1 be referred to the 1981 Council.

LOST 3:12

REPORTS (Cont'd)

Report No. 89 - Chief Administrative Officer

2. That, as recommended by the Mayor and the Chief Administrative Officer, the following resolution of the City of Kitchener be FILED:

> *"That we recommend to the Attorney General of Canada that The Criminal Code be amended to provide that a person would be guilty of an offence for being a member of an organization where the sole or primary purpose of such organization was to harrass or intimidate any person or groups on the grounds of race; and*
>
> *That this Council formally go on record to unequivocally state that the Klu Klux Klan organization is not welcome in the City of Kitchener."*

CARRIED

3. That the letter received as Communication 631 from the Alma Mater Society of Queen's University concerning the City's Noise By-Law Amendment, attached as page 2 of Schedule "B", be FILED.

(Note: A copy of the Report of the Chief Administrative Officer is attached as Schedule "B", 2 Pages.)

CARRIED

4. That, as concurred in by the City Treasurer, the recommendation of the Acting Purchasing Agent as detailed on pages 9 and 10 of the attached Schedule "C" (summary of Tender No. 80-37) for the purchase of Automotive Equipment, being the lowest tenders received, be accepted, and the automotive equipment is hereby authorized to be purchased.

(Note: A copy of the Report of the Chief Administrative Officer is attached as Schedule "C", 11 Pages.)

CARRIED

Ald. Bishop declared a conflict of interest in Clause 5 as he is Solicitor for a party involved in litigation with the contractor.

5. That, as recommended by the Commissioner of Works, payment of $994.50 is hereby authorized to D. A. Foley Ltd. for levelling fill, dumped by others, at the Clyde Farm, this being the most economical way to clear the site, to be charged to Public Works appropriation #314-87.

(Note: A copy of the Report of the Commissioner of Works is attached as Schedule "D", 1 Page.)

CARRIED
Ald. Bishop abstained from voting

REPORTS (Cont'd)

Report No. 89 - Chief Administrative Officer

6. That, as recommended by the Commissioner of Works, Contract 80-9W with Bennett Paving and Materials Limited, be amended to include the following items:

   a) Hauling, Dumping & Levelling all surplus from the project, except asphalt salvaged by the Contractor, to the Clyde Farm as directed by the Engineer - Lump Sum Price - $6,600.

   b) Supply and Place 100 Tons of Rock Rubble (amount used depending on ground conditions) - $3.45 per ton.

   - and -

   That the following Budget Appropriation Amendment be approved:

	Increase	Decrease
PUBLIC WORKS		
- A/C 314-86 - Contract 80-9W Amendment	$7,000.	-
FINANCE		
- Contingencies	-	$7,000.

(Note: A copy of the Report of the Commissioner of Works is attached as Schedule "E", 1 Page.)

CARRIED

7. That, as recommended by the Commissioner of Works, 52.30 square feet of land owned by Mr. J. W. McMichael and Mr. A. McMichael, located on the south-east corner of Portsmouth Avenue and Princess Street, as shown on Sketch Plan attached as Page 2 of Schedule "F", is hereby authorized to be purchased for the sum of $205.00 to be charged to Work In Progress A/C # 7060 , on the understanding that the City will pay the survey and deed registration costs.

(Note: A copy of the Report of the Commissioner of Works is attached as Schedule "F", 2 Pages.)

CARRIED

8. That, as recommended by the Commissioner of Works, the Mayor and City Clerk be authorized to execute an encroachment agreement with Mediacom, 1505 The Queensway, Toronto, for locating a signboard on City Property on the north side of Counter Street at the watercourse beside KIMCO, as shown on attached Page 2 of Schedule "G", at a yearly fee of $100.00.

(Note: A copy of the Report of the Commissioner of Works is attached as Schedule "G", 2 Pages.)

CARRIED

REPORTS (Cont'd)

Report No. 89 - Chief Administrative Officer

9. That, as recommended by the Commissioner of Works, since a sufficiently signed petition has been received, a by-law be presented to Council to authorize the construction of a concrete sidewalk, 1.5m wide, on the east side of Wilson Street from Drennan Street to Weller Avenue under the provisions of Section 7 of *The Local Improvement Act*, at a total estimated cost of $11,500.00.

Costs are as follows:

Owner's Share	$ 2,261.40
City's Share	9,238.60
Debenture Amount	11,500.00

(Note: (1) Provision of Funds is included in the 1980 Capital Budget Quota; and

(2) Copy of Report of the Commissioner of Works is attached as Schedule "H", 1 Page.)

(See By-Law 3: No. 80-228)

CARRIED

10. That, as recommended by the Commissioner of Works, the Canadian Pacific freight yard property located on Dalton Avenue be used for night time snow dumping and that the site or sites, being items 1 to 5 on Page 1 of attached Schedule "I", providing the most economical disposal be used in the daytime for snow dumping;

- and -

that compensation for use of the sites is hereby authorized to be paid as follows:

(1)	Canadian Pacific	- $1,750.00
(2)	Kingston Community Memorial Centre	- $1,000.00

(Note: A copy of the Report of the Commissioner of Works is attached as Schedule "I", 1 Page.)

CARRIED 14:1
Ald. Timmins opposed

Ald. Timmins withdrew at 8:57 p.m. and returned at 9:03 p.m.

11. That, as recommended by the Traffic, Streets and Parking Administrator, a by-law be presented to Council to amend By-Law No. 24 (Traffic) to provide that parking be prohibited on the east side of Bagot Street from Raglan Road southerly 105 feet.

(Note: A copy of the Report of the Traffic, Street and Parking Administrator is attached as Schedule "J", 2 Pages.)

(See By-Law 4: No. 80-229)

CARRIED

REPORTS (Cont'd)

Report No. 89 - Chief Administrative Officer

12. That, as recommended by the Traffic, Streets and Parking Administrator, a by-law be presented to Council to temporarily close portions of Princess Street and Ontario Street on Saturday, November 15, 1980, between 10:00 a.m. and 12:30 p.m. for community purposes in order to permit the Kingston Jaycees Inc. to conduct their twenty-fourth annual Santa Claus Parade.

(Note: A Copy of the Report of the Traffic, Streets and Parking Administrator is attached as Schedule "K", 1 Page.)

(See By-Law 5: No. 80-230)

CARRIED

Ald. Clements withdrew at 9:01 p.m. and returned at 9:08 p.m.
Ald. Knapp withdrew at 9:12 p.m. and returned at 9:16 p.m.

13. That, as requested by Mr. George Speal, Solicitor for Kingston Azores Soccer Club, and as recommended by Mayor Keyes and the Chief Administrative Officer, the sum of $2,632.74 be authorized to be paid to Kingston Azores Soccer Club as reimbursement of their expenditures in acquiring 428-A Barrie Street and to be charged to the Surplus Funds Received from Disposal and Rentals Received from Various Properties in the Neighbourhood Improvement Area.

(Note: A Copy of the Letter from Mr. George Speal and copy of Reply of Mayor Keyes are attached as Schedule "L", 3 Pages.)

CARRIED 14:1
Ald. Hawkins opposed

14. That, as recommended by the Board of Commissioners of Police of the City of Kingston, the legal fees of Constable Terry Cooper, in the amount of $564.00, incurred in employing a solicitor to defend himself against a charge, which was dismissed, which arose while engaged in the lawful performance of his duty, be authorized for payment.

(Note: A Copy of the Report of the Chief Administrative Officer is attached as Schedule "M", 3 Pages.)

CARRIED
Ald. Hawkins opposed

REPORTS (Cont'd)

Report No. 89 - Chief Administrative Officer

15. THAT, in order that the matter of fixing the price at which the stopped up portion of Davidson Street, west of Pembroke Street, is to be sold, as approved by Resolution (1) on Page 1297 of City Council Meeting No. 37 as reconsidered and revised by Clause 2 of Report No. 77, may be further reconsidered in view of negotiations that have occurred between Mr. Herrington and the City, RULE 27 OF BY-LAW NO. 1 WHICH DOES NOT PERMIT MORE THAN ONE MOTION FOR RECONSIDERATION BE SUSPENDED IN ORDER THAT CLAUSE 16 of REPORT NO. 89 MAY BE CONSIDERED.

CARRIED 12:3
Ald. Tarnowecky opposed

16. That Resolution (1) on Page 1297 of City Council Meeting No. 37, as amended by Clause (2) of Report No. 77 of City Council Meeting No. 46, be revised to read as follows:

> *"That, as recommended by the Chief Administrative Officer, a by-law be presented to Council to fix the price at which the stopped-up portion of Davidson Street, west of Pembroke Street, is to be sold to the abutting property owners subject to the following conditions:*
>
> *(1) That the 10' x 60' portion be offered to Mr. David Herrington at a price of $600.00, on the understanding that the City will:*
>
> *a) be responsible for the necessary surveys;*
>
> *b) install a curb ramp on Pembroke Street to the property at City expense;*
>
> *c) cut down the tree closest to Pembroke Street to a ground level without taking out the roots, after title has been transferred to Mr. Herrington, at City expense (estimated to be $150.);*
>
> *d) receive Committee of Adjustment approval to enable the City to sell the balance of the property for a site to contain a duplex; and*
>
> *e) receive an abandonment of Mr. Herrington's request for arbitration of his claim concerning being deprived of ingress and egress to his property as a result of closing of Davidson Street.*
>
> *(2) That the remainder of the property, consisting of an area approximately 56' wide and 122' deep, be offered to Mrs. Scammell for a price of $33,540.00.*

- and further -

REPORTS (Cont'd)

Report No. 89 - Chief Administrative Officer

16. (Cont'd)

Since Mrs. Scammel does not accept the City's offer to sell the remainder of the property to her, the remainder of the property is hereby authorized to be immediately offered for sale by public tender."

(Note: A Copy of the Report of the Chief Administrative Officer is attached as Schedule "N", 4 Pages.)

(See By-Law 6: No. 80-231)

CARRIED 8:7

Ald. Tarnowecky withdrew at 9:30 p.m.

17. That the City Solicitor be authorized to act on behalf of Mr. Douglas Graham, Commissioner of Works, and Mr. Gerald deLugt, Deputy City Engineer, who have been sued in their own names along with The Corporation of the City of Kingston in the County Court Action of Walter Palmer vs The Corporation of the City of Kingston, The Portuguese Canadian Society of Kingston, The Roman Catholic Episcopal Corporation of the Diocese of Kingston in Canada, Gerald deLugt, Douglas Graham, John Armitage, Hemlock Park Dairy Limited carrying on business as Hemlock Construction and J. Sousa Contractor Ltd.

(Note: A copy of the Report of the City Solicitor is attached as Schedule "O", 1 page).

CARRIED

Respectfully submitted,

R.J. Hamilton,
Chief Administrative Officer

Schedule "A" to Report No.89
(Page 1)

CORPORATION OF THE
CITY OF KINGSTON
OFFICE OF THE Chief Administrative Officer

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

Our Ref. No. 17-3

October 7, 1980

MEMORANDUM

TO: MAYOR KEYES AND MEMBERS OF COUNCIL

FROM: R.J. HAMILTON, C.A.O.

RE: CITY PARK - CANNON RESTORATION

We are forwarding herewith a memorandum from Mr. Fluhrer dealing with the restoration of the cannons in City Park.

Council will note that the Kingston Historical Society is keenly interested in this project and have requested that they be restored with the limestone being in place. This project will amount to approximately $9,50 and Mr. Fluhrer is requesting that it be set aside out of Finance Contingencies in 1980. It is our understanding th will enable him to construct the wooden carriages through the winter months and complete the rebuilding in the Sprin of 1981.

We would therefore request Council to approve the recommendation at this time.

R.J. Hamilton,
C.A.O.

RJH/sd
Encl.

Schedule "A" to Report No. 89
(Page 2)

MEMORANDUM OCT 7 1980

TO: R. J. Hamilton,
Chief Administrative Officer.

FROM: Douglas R. Fluhrer,
Commissioner, Parks & Recreation Dept.

DATE: October 6, 1980

SUBJECT: CANNON RESTORATION - CITY PARK - AT THE MONUMENT OF SIR JOHN A. AT WEST & KING STREETS

NALYSIS: This past summer it was discovered that the wooden carriage part of one of the cannons was rotting and, thus, a dangerous situation existed, as the metal cannon itself, which is carried by the wooden carriage and weighs some 3 to 4 tons, was in danger of falling over.

Upon very in-depth study by a consulting engineer and our staff people, it was found that the other cannon carriage was decaying also and besides all of this, the stone foundations, on which the cannons rested, were also in need of a complete rebuilding.

In researching the ways and means to correct these problems, it was soon discovered that a sizeable budget would be required.

In the meantime, and because we knew time would be required to research the best ways to restore these important memorials, the two metal cannons were removed from their carriages to "make safe" the situation.

During the past few months we have tried to get senior and other government funds to assist in the restoration and all of this has been to no avail.

We have received valuable assistance and guidance from the local Historical Society, both in trying to find funding and also, and perhaps more important, in reinforcing the importance of these cannons to our City by producing all historical records as to their being located here and why (see attached).

./2

Schedule "A" to Report No. 89
(Page 3)

......2

FINANCIAL CONSIDERATIONS: We now believe the cannons should be restored exactly as they were, having regar for the historical background material supplied to us by the Kingston Historical Society.

Therefore, the cost factors are as listed below:

(a) Rebuilding the Limestone Bases $2,000.X 2 =	$4,0
(b) New Wooden Carriages $2,250.X 2 =	$4,5
(c) Crane Costs & Re-working of the surrounding landscape $ 500.X 2 =	$1,0
GRAND TOTAL:	$9,5

RECOMMENDATIONS: It is recommended these funds be provided from Finance Contingencies and placed in Reserve Fund for completion of work in th spring of 1981;(Weather is fast closing i and tenders, etc. will take up enough tim to bring the stone work into cold winter months. This is not a good time to do th work; however, the wooden carriages could be built during the cold months and be ready for spring mounting). For these re sons it would be prudent to set aside 198 contingency funds and/or part of them to allow building of the carriages in 1980-8 and the rebuilding of bases and mounting in 1981.

Douglas R. Fluhrer,
Commissioner, Parks & Recreation Department

DRF/dg

Schedule "A" to Report No. 89
(Page 4)

AND
Oct 1/80
1980
REC'D

Kingston Historical Society
Founded 1893
P.O. BOX 54
KINGSTON, ONTARIO
CANADA

October 1, 1980

Dear Mr. Fluker,

Receipt of your letter of September 17 concerning Canon Restoration - City Park, has been delayed due to holidays, but as the present President of the Kingston Historical Society, I now reply in haste.

The guns are an important landmark to the citizens of Kingston and of course are of particular interest to the Historical Society. We regret that a grant through the Society for their restoration has proved impractical. Financially, we can be of no assistance.

We have inquired closely into the repair of guns here at Fort ~~Frontenac~~ Henry. Friendship Construction have the expertise and their estimate appears to be a fair price. However, Gervan Construction should do an excellent job - though they may run into more trouble than they anticipate.

The proposal to replace the stone bases with concrete is alarming. Limestone is such an important part of the Kingston scene that it seems unthinkable to remove it. We also believe it would be a tragic mistake to lower the present 3 foot level.

I enclose a photocopy of the original ord
for the guns on May 11th 1860 and a copy of
report on the celebrations following the Batt
Sevastopol which amply shows the how imp
the Crimean War was to Kingston's citizens in 1
If we can help in any other way in th
large undertaking, please do not hesitate to c

Yours truly,

Isobel Turner

President, Kingston Historical Soci

The guns in City Park are 2 of 20 Russian guns from t
Crimean War sent to Canada by "Her Majesty's Government" i
1860.

The following cities received 2 guns each - Toronto,
Quebec, Montreal, Kingston, Ottawa, Hamilton, London.

The unequalled celebrations in Kingston following the
Battle of Sebastopol (or Sevastopol) are recorded in the
Minutes of City Hall, October 15, 1855. Starting at sunris
a Royal Salute from two sixpounders at the Battery in fron
of City Hall, it continued throughout the day to the final
of twenty-one Rockets at half past ten.

The invasion of the Crimean Peninsula began in July, 1
The final Treaty of Paris was signed in February, 1856.

The Canadian Expeditionary Force fought in the Crimea
War. The guns were given in honour of their participation.

Schedule "B" to Report No. 89
(Page 1)

CORPORATION OF THE
CITY OF KINGSTON
FICE OF THE Chief Administrative Officer

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

Our Ref. No. 18-1.1

October 8, 1980

MEMORANDUM

TO: MAYOR KEYES AND MEMBERS OF COUNCIL

FROM: Mr. R.J. Hamilton, C.A.O.

RE: CITY OF KINGSTON NOISE BY-LAW

The attached letter from the Alma Mater Society Queen's University, was referred to me by the Council at their regular meeting on September 29th, 1980.

We have reviewed the contents of the said letter with the Police Chief and the following points were discussed as set out below:

(i) The number of complaints we are receiving, at this time, are not very great.

(ii) The type of complaint we receive in the summer months, is primarily related to noise from vehicles.

(iii) Full time students at Queen's University are generally not a problem in relationship to the Noise By-Law.

(iv) Complaints are generally spread throughout the City and not necessarily confined to a particular area.

(v) Any charges in relationship to this by-law in so far as the students are concerned, are very nominal.

Based on the report of findings by the Chief of Police, we would suggest that Council file the letter received from the Alma Mater Society at this time.

R.J. Hamilton,
C.A.O.

RJH/sd

Schedule "B" to Report No. 89
(Page 2)

Council - ~~[illegible]~~ C.A.O.

Alma Mater Society Inc.
of Queen's University

John Deutsch University Cer
Queen's University at Kingston,
K7L 3N6 (613) 547-6

Student government since 1858

FILE
18-1.1

September 24, 1980

CITY COUNCIL
MEETING OF:
29 SEP 1980

COMMUNICATION
No: 631

Mr. M.C. Healy
City Clerk
City Hall
Kingston, Ontario
K7L 2Z3

Dear Mr. Healy:

This is to thank you for your letters dated September 5 and 12, and for the information included.

Although the Noise Bylaw has been forwarded to the Ministry of the Environment for final approval, the Alma Mater Society would like you to bear in mind that we still consider the petition and the opinions of the 3,000 students it represents worthy of your consideration.

Sincerely,

Donna Finley

Donna S. Finley (Miss)
President
Alma Mater Society
of Queen's University

DSF/jt

c.c. Dave Kincaid, Vice President (University Affairs)
Chuck Stacey, External Affairs Commissioner
Mayor Ken Keyes
Lois Miller

City of Kingston
RECEIVED
SEP 26 1980
DEPARTMENT OF
THE CITY CLERK

Schedule "C" to Report No. 89
(Page 1)

CORPORATION OF THE
CITY OF KINGSTON
OFFICE OF THE Chief Administrative Officer

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

Our Ref. No. 21-4.2

October 9, 1980

MEMORANDUM

TO: MAYOR KEYES AND MEMBERS OF COUNCIL

FROM: Mr. R.J. Hamilton, C.A.O.

RE: TENDER - VEHICLES

We are forwarding herewith the tender for vehicles as analysed by our Purchasing Agent.

Council will note that we are accepting the lowest tender and under Item No. 2 we are only purchasing one unit to remain within our budgeting figures.

Mr. Cousens reviewed this tender and in his opinion, it is acceptable at this time.

R.J. Hamilton,
C.A.O.

RJH/sd
Encl.

Schedule "C" to Report No. 89
(Page 2)

SUMMARY OF TENDER NO. 80-37

FOR

AUTOMOTIVE EQUIPMENT

PERIOD OF USE: Indefinite
METHOD OF INVITATION: Individual & Public Notices
NO. OF INVITATIONS SENT: 22

DATE OF MAILING: September 3, 1980
DATE OF CLOSING: September 19, 1980
NO. OF TENDERS RECEIVED: 5

ITEM	QTY.	DESCRIPTION	MAC AMEY MOTOR SALES	KINGSTON VOLKSWAGEN LTD.	EDWARDS-FORD MERCURY	TAYLOR CHEV. OLDS. CAD. LTD.
		GROUP 'A'				
1.	1	TRANSPORTATION DEPARTMENT, SUB-COMPACT FOUR CYLINDER, HATCHBACK SEDAN.	$6,555.00	$7,714.00	$5,493.00	$5,348.42
		Make	Spirit	Volkswagen	Ford	Chevette
		Model	43	Rabbit	3DR	2DR H.B.
		Year	1981	1980	1980	1981
		Engine	151 C.I.D.	1600 cc	2.3L	1.6L
		H.P.	21.7	78	n/a	70
		W.B.	96"	94.4"	94.5"	94.3"
		Total	6,555.00	7,714.00	5,493.00	5,348.42
	1	Less trade-in allowance for 1974 Ford Pinto Serial No. 4T10X313473, Colour white, Lic. No. KTK 496, City of Kingston No. 294	75.00	400.00	275.00	400.00
		Net Difference	6,480.00	7,314.00	5,218.00	4,948.42
		Provincial Sales Tax	453.60	511.98	365.26	346.38
		License		30.00		
		Total T.I.P. Delivered Group 'A'	6,933.60	7,855.98	5,583.26	5,294.80

ITEM	QTY.	DESCRIPTION	EDWARDS-FORD MERCURY	TAYLOR CHEV. OLDS. CAD. LTD.	BROCKVILLE TRUCK CENTRE
		GROUP 'B'			
1.	2	WORKS DEPARTMENT, FIVE TON DUMP TRUCK. (F.S.T. Exempt)	43,428.00	38,398.00	43,600.00
		Make	Ford	Chev.	I.H.C.
		Model	L800	C7D042	1824
		Year	1981	1981	1981
		Engine	429	6L	MV404
		H.P.	223	188	188
		Cu. in. dis.	429	366	400
		W.B.	186"	173"	170"
		G.V.W.	31,000	34,000	34,000
2.	2	WORKS DEPARTMENT, 1/2 TON PICKUP TRUCK. (F.S.T. Included)	13,378.00	13,354.00	-
		Make	Ford	Chev.	
		Model	F150	CC10703	
		Year	1981	1981	
		Engine	6 cyl.	6 cyl.	
		H.P.	119	130	
		Cu. in. dis.	300	250	
		W.B.	133"	117.5"	
		G.V.W.	5,450	4,700	
3.	1	WORKS DEPARTMENT, ONE TON DUMP TRUCK. (F.S.T. Exempt)	9,796.00	(10,914.00)	-
		Make	Ford	Chev.	
		Model	F350	CC31003	
		Year	1981	1981	
		Engine	351	V8	
		H.P.	138	165	
		Cu. in. dis.	351	350	
		W.B.	137"	135.5"	
		G.V.W.	10,000	10,000	

......./page three attached

SUMMARY OF TENDER NO. 80-37

ITEM	QTY.	DESCRIPTION	EDWARDS-FORD MERCURY	TAYLOR CHEV. OLDS. CAD. LTD.	BROCKVILLE TRUCK CENTRE
		GROUP 'B'			
4.	1	WORKS DEPARTMENT, WINDOW VAN. (F.S.T. Included)	7,581.00	7,762.00	-
		Make	Ford	Chev.	
		Model	E100	CG11006	
		Year	1981	1981	
		Engine	6 cyl.	6 cyl.	
		H.P.	115	130	
		Cu. in. dis.	300	250	
		W.B.	124"	110"	
		G.V.W.	5,200	5,600	
		Less trade-in allowance for			
1.	1	1973 Ford Station Wagon, Serial No. 3B40F233583, Colour blue/white, Lic. No. EEZ253, City of Kingston No. 318	225.00	400.00	
2.	1	1974 Dodge Dump Truck, Serial No. D81M4J004900, Colour blue/white, Lic. No. E65561, City of Kingston No. 284	1,750.00	1,350.00	1,600.00
3.	1	1973 Dodge Dump Truck, Serial No. D81GL3J001074, Colour blue/white, Lic. No. E65599, City of Kingston No. 357	950.00	350.00	900.00
4.	1	1972 Dodge Dump Truck, Serial No. D31BF38014141, Colour blue/white, Lic. No. E65585, City of Kingston No. 326	1,200.00	1,200.00	
5.	1	1974 Dodge 1/2 Ton Pickup, Serial No. D14AB4S009468, Colour blue/white, Lic. No. E65563, City of Kingston No. 286	725.00	700.00	
6.	1	1974 Ford 1/2 Ton Pickup, Serial No. F10ACU52582, Colour blue/white, Lic. No.	925.00	900.00	

ITEM	QTY.	DESCRIPTION	EDWARDS-FORD MERCURY	TAYLOR CHEV. OLDS. CAD. LTD.	BROCKVILLE TRUCK CENTRE
		GROUP 'B'			
		Less trade-in allowance for			
7.	1	1974 Ford 1/2 Ton Pickup, Serial No. F10ACU52581, Colour blue/white, License No. E65553, City of Kingston No. 234	925.00	875.00	-
8.	1	1973 Dodge Dump Truck, Serial No. D51EG3J000145, Colour green, Lic. No. DY1326	400.00	350.00	700.00
9.	1	1974 Dodge Dump Truck, Serial No. D81M4J004576, Colour blue/white, Lic. No. E65562, City of Kingston No. 285	1,950.00	1,450.00	1,600.00
		Total trade-in allowance Group 'B'	9,050.00	7,575.00	4,800.00
		Net Difference	65,133.00	(62,853.00)	38,800.00
		Provincial Sales Tax	4,559.31	(4,399.71)	2,716.00
		Total T.I.P. Delivered Group 'B'	69,692.31	(67,252.71)	41,516.00 (Incomplete)

....../page five attached

Schedule "C" to Report No.
(Page 6)

SUMMARY OF TENDER NO. 80-37

ITEM	QTY.	DESCRIPTION	EDWARDS-FORD MERCURY	TAYLOR CHEV. OLDS. CAD. LTD.
		GROUP 'C' (F.S.T. Included)		
1.	1	PARKS DEPARTMENT, ONE TON PLATFORM DUMP TRUCK.	10,979.00	11,359.00
		Make	Ford	Chev.
		Model	F350	CC31403
		Year	1981	1981
		Engine	351	V8
		H.P.	138	165
		Cu. in. dis.	351	350
		W.B.	161"	159.5"
		G.V.W.	10,000	10,000
2.	1	PARKS DEPARTMENT, 3/4 TON PICKUP TRUCK. (F.S.T. Included)	8,247.00	7,837.00
		Make	Ford	Chev.
		Model	F250	CC20903
		Year	1981	1981
		Engine	302	V8
		H.P.	137	165
		Cu. in. dis.	302	350
		W.B.	133"	131.5"
		G.V.W.	7,800	8,600
		Total	19,226.00	19,196.00
		Provincial Sales Tax	1,345.82	1,343.72
		Total T.I.P. Delivered Group 'C'	20,571.82	20,539.72

PAGE SIX

ITEM	QTY.	DESCRIPTION	EDWARDS-FORD MERCURY
		GROUP 'D' - ALTERNATE A	
1.	1	POLICE DEPARTMENT VAN.	10,792.00
		Make	Ford
		Model	E350
		Year	1981
		Engine	351V8
		H.P.	142
		Cu. in. dis.	351
		W.B.	138"
		G.V.W.	9,500
		Total	10,792.00
		Provincial Sales Tax	755.44
		Total T.I.P. Delivered Group 'D' Alternate A	11,547.44
		O R	
		GROUP 'D' - ALTERNATE B	
1.	1	POLICE DEPARTMENT VAN, COMPLETE WITH MODIFICATION PACKAGE.	16,155.00
		Make	Ford
		Model	E350
		Year	1981
		Engine	351V8
		H.P.	142
		Cu. in. dis.	351
		W.B.	138"
		G.V.W.	9,500
		Total	16,155.00
		Provincial Sales Tax	1,130.85
		Total T.I.P. Delivered Group 'D' Alternate B	17,285.85

......./page seven attached

Schedule "C" to Report No.
(Page 8)

SUMMARY OF TENDER NO. 80-37

ITEM	QTY.	DESCRIPTION	EDWARDS-FORD MERCURY
		GROUP 'E'	
1.	1	VAN - FOR USE BY THE KINGSTON BUS FOR THE HANDICAPPED. (F.S.T. Exempt) (P.S.T. Exempt)	12,381.00
		Make	Ford
		Model	E250
		Year	1981
		Engine	302
		H.P.	137
		Cu. in. dis.	302
		W.B.	138"
		G.V.W.	6,500
		Total Tax Exempt Price Delivered Group 'E'	12,381.00

NOTE:

	TAYLOR CHEV. OLDS. CAD. LTD.	EDWARDS-FORD MERCURY
DELIVERY	Car - 6 weeks Light trucks - 6 weeks Heavy trucks - 10-16 weeks	Car - 2 weeks Light trucks - 6-8 weeks Light dump trucks - 8-12 weeks Heavy dump trucks - 12-16 weeks
WARRANTY	Car - 12 months or 20,000 km plus 24 months or 40,000 km limited power train Light Trucks - 12 months or 20,000 km plus 24 months or 40,000 km limited power train Group 'B' - Item 1 - five ton dump truck - 12 months or 20,000 km only.	Automobiles - 12 months or 20,000 km Light Trucks - 12 months or 20,000 km Heavy Trucks - 12 months or 20,000 km. plus pro-rated up to 80,000 km, or 24 months power train

REMARKS

The foregoing tabulation is a summary of all bids received in response to the subject invitation.

The figures shown in brackets are corrections of errors in extensions, or in computation of Ontario Retail Sales Tax.

RECOMMENDATION

It is recommended for consideration that the bid be awarded, in part, as follows:

GROUP 'A' (TRANSPORTATION DEPARTMENT) - to TAYLOR CHEV. OLDS. CAD. LTD. - $5,294.80 tax included, delivered, being the lowest bid received.

GROUP 'B' - ITEM NO. 1 (WORKS DEPARTMENT) - to TAYLOR CHEV. OLDS. CAD. LTD. - $37,340.86 tax included, delivered, being the lowest bid received.

ITEM NO. 2 - to EDWARDS-FORD MERCURY - $ 6,381.48 tax included, delivered, being the lower bid received.

NOTE: To remain within budget only one new unit will be purchased. Vehicle #350 has been withdrawn from trade & will be retain by the Works Dept. Vehicle #234 has been withdrawn from tr & will be turned over to the Police Dept.

ITEM NO. 3 - to EDWARDS-FORD MERCURY - $9,197.72 tax included, delivered, being the lower bid received.

ITEM NO. 4 - to EDWARDS-FORD MERCURY - $7,870.92 tax included, delivered, being the lower bid received.

GROUP 'C' - ITEM NO. 1 (PARKS DEPARTMENT) - to EDWARDS-FORD MERCURY - $11,747.53 tax included, delivered, being the lower bid received.

ITEM NO. 2 - to TAYLOR CHEV. OLDS. CAD. LTD. - $8,385.59 tax included, delivered, being the lower bid received.

GROUP 'D' - ITEM NO. 1 ALTERNATE A (POLICE DEPARTMENT) - to EDWARDS-FORD MERCURY - $11,547.44 tax included, delivered, being the only bid received.

+ 5,312.65 - tax included, modification package by SHELLER GLOBE (copy of quote attached).

$16,860.09 tax included, delivered.

(Note - Unit complete with modification package from Edwards-Ford Mercury - ALTERNATE B - $17,285.85)

......../page nine attached

Schedule "C" to Report No. 89
(Page 10)

AMENDED - Oct. 8, 1980

SUMMARY OF TENDER NO. 80-37

Continued . . .

RECOMMENDATION

GROUP 'E' - ITEM NO. 1 - to EDWARDS-FORD MERCURY - $12,381.00 taxes exempt, delivered, being the only tender received.
(KINGSTON BUS FOR THE HANDICAPPED)

RECAPITULATION

GROUP 'A'	to TAYLOR CHEV. OLDS. CAD. LTD.	- $5,294.80	tax included
GROUP 'B' ITEM NO. 1	to TAYLOR CHEV. OLDS. CAD. LTD.	- 37,340.86	tax included
GROUP 'C' ITEM NO. 2	to TAYLOR CHEV. OLDS. CAD. LTD.	- 8,385.59	tax included
TOTAL		51,021.25	tax included
GROUP 'B' ITEM NO. 2	to EDWARDS-FORD MERCURY	- 6,381.48	tax included
ITEM NO. 3	to EDWARDS-FORD MERCURY	- 9,197.72	tax included
ITEM NO. 4	to EDWARDS-FORD MERCURY	- 7,870.92	tax included
GROUP 'C' ITEM NO. 1	to EDWARDS-FORD MERCURY	- 11,747.53	tax included
GROUP 'D' ALTERNATE A	to EDWARDS-FORD MERCURY	- 11,547.44	tax included
GROUP 'E'	to EDWARDS-FORD MERCURY	- 12,381.00	tax included
TOTAL		59,126.09	tax included
MODIFICATION PACKAGE (POLICE DEPT.)	to SHELLER GLOBE	- $5,312.65	tax included

Respectfully submitted,

R.J. Plumley

Schedule "C" to Report No. 89
(Page 11)

SHELLER-GLOBE OF CANADA LIMITED

SG

SUPERIOR DESERONTO DIVISION
70 DUNDAS ST., DESERONTO, ONTARIO
Telephone 613-396-3422 KOK 1X0

RECEIVED
AUG 12
KINGSTON
POLICE DEPARTMENT

8th. Aug., 1980.

Kingston City Police,
11 Queen St.,
Kingston, Ont.

ATTENTION: MR. EARL SMITH

Dear Sir:

As per your request the following is price on Police Paddy Wagon:

Basic Unit		
	Federal Tax	$ 4,205.00
	Prov. Tax	378.45
		294.35
	TOTAL PRICE	$ 4,877.80 ✓
Additional Options:		
Front Bulkhead		375.00
	Federal Tax	33.70
	Prov. Tax	26.15
	TOTAL OPTION PRICE	$ 434.85
Rear Inside Bulkhead		545.00
	Federal Tax	49.05
	Prov. Tax	38.15
	TOTAL OPTION PRICE	$ 632.20

Delete

Yours truly,

SUPERIOR DESERONTO DIVISION,

Vic Williams

Vic Williams
Sales Manager.

VW/mw
Encl.

SUPERIOR . . . . BY EVERY STANDARD OF COMPARISON

Schedule "D" to Report No.89
(Page 1)

Memo to Mr. R.J.Hamilton, Chief Administrative Officer

Date October 1, 1980

Subject Clyde Farm - Levelling Fill

Origin Public Works Department

Analysis It is probably the normal situation at a clean fill dump site for people to truck fill and dump it when the site is unattended. This means that at some point equipment has to be hired to level the piles fill material. A lot of fill is needed at the Clyd Farm. Any clean fill dumped on the site is all to the good. Where a contract requires the Contractor to dump and level surplus from projects, working around fill dumped by others is additional cost. D. Foley Ltd has been faced with this problem numerous times this summer at the location assigned to him t dispose of surplus at the Clyde Farm from his proje with the City.

Our Inspectors report 25½ dozer hours were required to level fill dumped by others over the summer.

Financial The best solution for the problems created by unkno persons dumping on the site assigned to D.A.Foley L was to hire his equipment to level the loads dumped by others. The tender rental rate for the dozer wa $39.00 per hour or $994.50 for 25½ hours. Provisio was made in the Public Works Current Budget for doz rental at the Clyde Farm. It will cover this cost.

Recommendation That Council authorize payment of $994.50 to D.A. Foley Ltd., for levelling fill dumped by others at the Clyde Farm being the most economical way to clea the site, as a charge against 314-87.

DG/gg

D.Graham, P.Eng
Commissioner of Works

Schedule "E" to Report No. 89
(Page 1)

Memo to Mr. R.J.Hamilton, Chief Administrative Officer

Date October 9, 1980

Subject Clyde Farm - Surplus Excavation from Road Project - Princess St

rigin Council asked the Public Works Department to negotiate for the purchase of surplus excavation with the successful tenderer for the Princess St improvement project.

nalysis Fill is needed on roads and on lots in the Clyde Farm. Placing this fill will make dump sites more readily available for any suitable fill that may be available in the future without the frequent need of a dozer

The Princess St project will generate in total 6000 c.y. (solid) of surplus excavated materials excluding the asphalt which the contractor wants. It is possible that in order to keep the dump site useable under some weather and ground conditions that some rock rubble will have to be supplied and placed.

nancial Negotiations have resulted in a cost of $1.10/c.y.(solid) to haul, dump, and level all the surplus excavated material from the project to the Clyde Farm except salvaged asphalt. In the case of supplying and placing rock rubble for access the unit price is $3.45/ton.

commendation That Contract 80-9W be amended to add an item for hauling, dumping, and levelling all the surplus from the project except asphalt salvaged by the Contractor to the Clyde Farm as directed by the Engineer at a lump sum price of $6,600.00, and an item for supplying and placing 100 tons of rock rubble at $3.45/ton, the amount used depending on the ground conditions, and that $7000. be transferred from contingencies to 314-86.

gg

D.Graham, P.Eng
Commissioner of Works

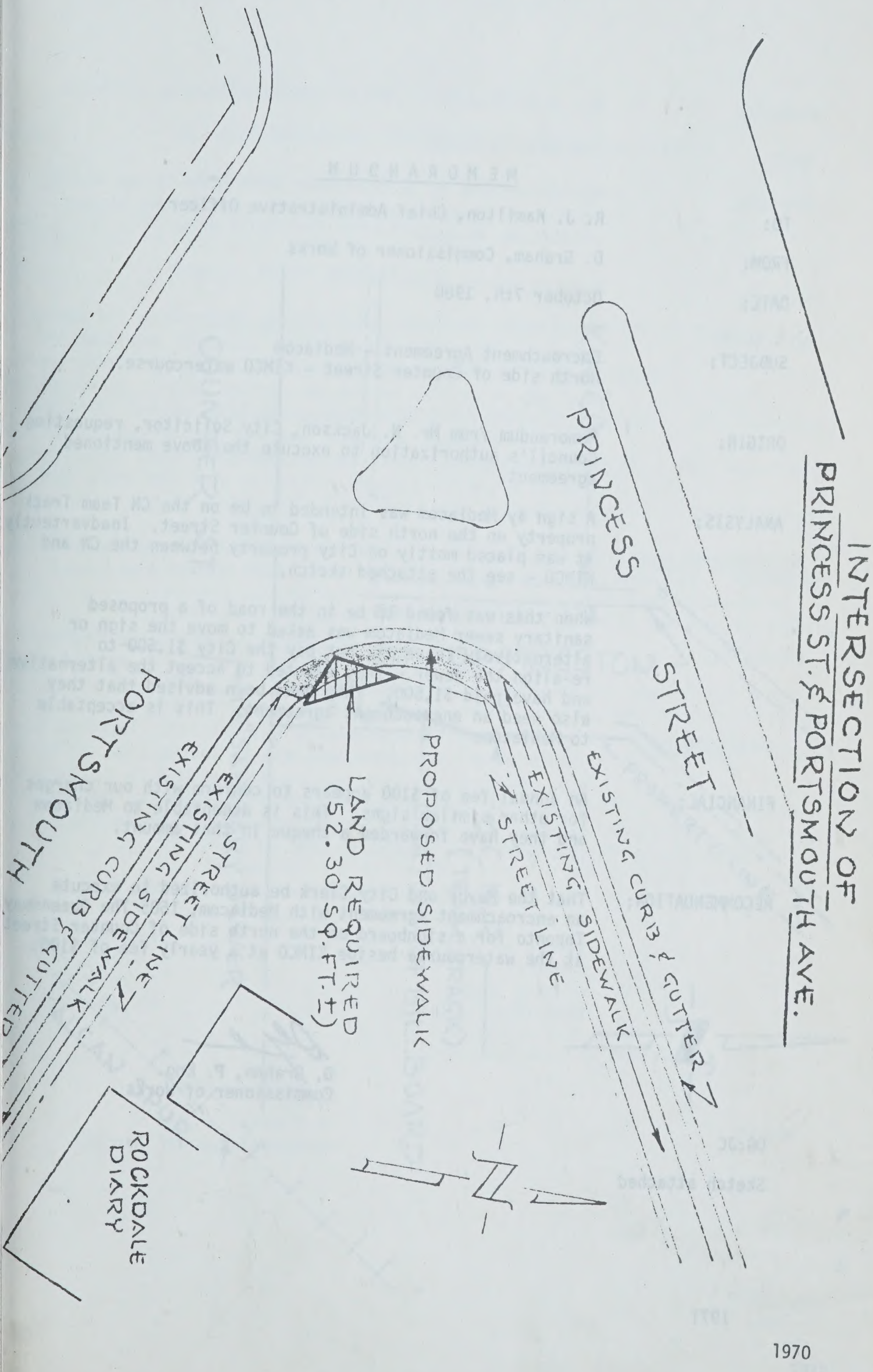
Schedule "F" to Report No.89
(Page 1)

Memo to	Mr. R.J.Hamilton, Chief Administrative Officer
Date	October 7, 1980
Subject	Property Acquisition for Improvements to Princess St and Portsmouth Ave intersection. Mr. J.W.McMichael and Mr. A.McMichael
Origin	Public Works Department
Analysis	When improvements were made to the intersection several years ago a turning lane in the south-east corner was included. The curb was adjacent to the corner property (see attached sketch). There was no room for a sidewalk At that time there was a walk on Princess St but not on Portsmouth Ave and the lack of room for a walk did not create a problem. As part of recent improvements a walk has been built on east side of Portsmouth Ave and for the safety of pedestrians, it is essential that there be a sidewalk connection to the Princess St walk. Negotiat have been carried out with the McMichaels. An offer was made using a letter of opinion value for another commerc property in the area (LeRoi Motel) plus 10%. This was accepted.
Existing Policy	To offer owners of land needed by the City the appraised value plus 10% on the understanding the City will pay the survey and deed registration costs.
Financial	Funds were included in the construction by-law for the anticipated acquisition. The price based on the letter of opinion has been rounded off at $205.00.
Recommendation	That Council authorize the purchase of the property of Mr. J.W.McMichael and Mr. A.McMichael, known as 1376 Princess St., having an area of approximately 52.30 sq. at a purchase price of $205.00.

DG/gg
Att. 1

D.Graham, P.Eng
Commissioner of Works

Schedule "F" to Report No. 89
(Page 2)


INTERSECTION OF
PRINCESS ST. & PORTSMOUTH AVE.
PRINCESS STREET
EXISTING CURB & GUTTER
EXISTING SIDEWALK
EXISTING STREET LINE
PROPOSED SIDEWALK
LAND REQUIRED
(52.30 SQ.FT.±)
PORTSMOUTH
EXISTING STREET LINE
EXISTING SIDEWALK
EXISTING CURB & GUTTER
ROCKDALE
DIARY
N

Schedule "G" to Report No. 89
(Page 1)

MEMORANDUM

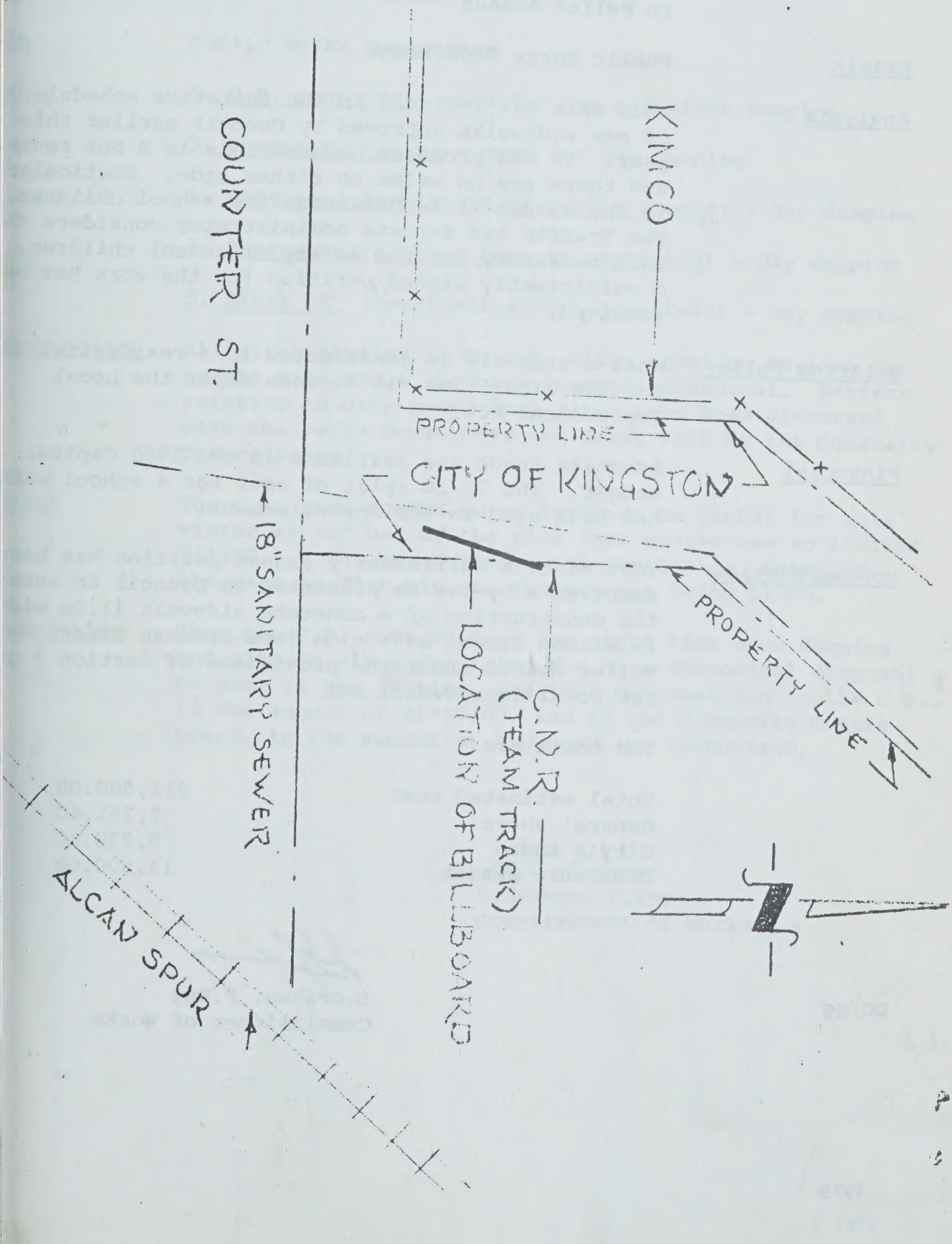
TO:	R. J. Hamilton, Chief Administrative Officer
FROM:	D. Graham, Commissioner of Works
DATE:	October 7th, 1980
SUBJECT:	Encroachment Agreement - Mediacom North side of Counter Street - KIMCO watercourse.
ORIGIN:	Memorandum from Mr. N. Jackson, City Solicitor, requesting Council's authorization to execute the above mentioned agreement.
ANALYSIS:	A sign by Mediacom was intended to be on the CN Team Track property on the north side of Counter Street. Inadvertently it was placed mostly on City property between the CN and KIMCO - see the attached sketch. When this was found to be in the road of a proposed sanitary sewer Mediacom was asked to move the sign or alternatively leave it, but pay the City $1,500 to re-align the sewer. They elected to accept the alternative and have paid $1,500. They have been advised that they also need an encroachment agreement. This is acceptable to Mediacom.
FINANCIAL:	An annual fee of $100 appears to conform with our charges for other similar signs. This is acceptable to Mediacom and they have forwarded a cheque in that amount.
RECOMMENDATION:	That the Mayor and City Clerk be authorized to execute an encroachment agreement with Mediacom, 1505 The Queensway, Toronto for a signboard on the north side of Counter Street at the watercourse beside KIMCO at a yearly fee of $100.

D. Graham, P. Eng.
Commissioner of Works

DG:JC

Sketch attached

Schedule "G" to Report No.89
(Page 2)


KIMCO
COUNTER ST.
PROPERTY LINE
CITY OF KINGSTON
18 SANITARY SEWER
C.N.R (TEAM TRACK)
LOCATION OF BILLBOARD
PROPERTY LINE
ALCAN SPUR

Schedule "H" to Report No.89
(Page 1)

Memo to Mr. R.J.Hamilton, Chief Administrative Officer

Date October 8, 1980

Subject Construction of a concrete sidewalk (1.5m wide) in Wilson Street east side from Drennan Street to Weller Avenue

Origin Public Works Department

Analysis This walk was included in the tentative schedule of new sidewalks approved by Council earlier this year. It was proposed because this is a bus route and there are no walks on either side. Particularl in the winter it is hazardous for school children. The Traffic and Streets Administrator considers the walk necessary for the safety of school children. A sufficiently signed petition for the work has bee received.

Existing Policy When a sidewalk is constructed in a residential are for the first time, it is done under the Local Improvement Act.

Financial Adequate funds are available in the 1980 Capital Budget. The 70/30 split of cost for a school walk has been used in the apportionment.

Recommendation That since a sufficiently signed petition has been received a by-law be presented to Council to author the construction of a concrete sidewalk (1.5m wide) in Wilson Street east side from Drennan Street to Weller Avenue under the provisions of Section 7 of the Local Improvement Act -

The costs are -

Total estimated cost	$11,500.00
Owners' share	2,261.40
City's share	9,238.60
Debenture amount	11,500.00

DG/gg

D.Graham, P.Eng
Commissioner of Works

Schedule "I" to Report No.89
(Page 1)

to Mr. R.J.Hamilton, Chief Administrative Officer

October 7, 1980

ect Snow Disposal Sites

in Public Works Department

ysis
1. C.P. property - good for day and night dumping
2. Community Centre - good for day dumping
3. Cataraqui Park(north of tennis courts) - day dumping
4. Shannon Park(other than soccer pitch) - day dumping
5. Block "S" (negotiating with Homestead) - day dumping

ting Policy All night hauling is to C.P. site. Daytime hauling is to the site where the haul is most economical. Matters relating to City owned dump sites have been discussed with the Parks Department and dealt with by the Community Centre Board.

cial The C.P. have agreed to no increase in rental for this winter as our use of the site last winter was so limited ($1750.). The arrangement with the Centre Board is the same as last winter, the payment being $1000.

mendation That the C.P. site be used for night time snow dumping and site or sites providing the most economical disposal be used in the daytime, and that compensation to the C.P., in the amount of $1750.00, and to the Community Centre Board, in the amount of $1000.00, be authorized.

D.Graham, P.Eng
Commissioner of Works

Schedule "J" to Report No.89
(Page 1)

REPORT

TO: R. J. Hamilton,
Chief Administrative Officer

FROM: K. G. Linseman, Administrator
Traffic, Streets and Parking

DATE: October 9, 1980

SUBJECT: PARKING CONTROL - EAST SIDE OF BAGOT STREET FROM RAGLAN ROAD SOUTHERLY 105 FEET

ORIGIN: Traffic and Streets Department

ANALYSIS:

1) The N.I.P. Committee and Planning Board have approved the installation of a flashing light on Bagot Street at Raglan Road.

2) This intersection has had 19 accidents since January 1, 1978, with 80% of the accidents involving northbound Bagot Street motorists failing to stop at the stop sign at Raglan Roa

3) The preliminary design of the flashing light installation is attached. The flashing light will be located above a stop sign in a new concrete island, which will also improve alignment for the northbound traffic on Bagot Street at Raglan Road.

4) In order to implement this intersection improv ment, it is necessary to prohibit parking on t east side of Bagot Street from Raglan Road southerly 105 feet.

FINANCIAL CONSIDERATIONS:

1) The cost estimate for the entire installation $950.00, which includes the No Parking signs.

2) The funds are being provided from the N.I.P. Redevelopment Plan Budget.

RECOMMENDATION: That a by-law be presented to Council to amend By-Law No. 24 (Traffic) to provide that parkin be prohibited on the east side of Bagot Street from Raglan Road southerly 105 feet.

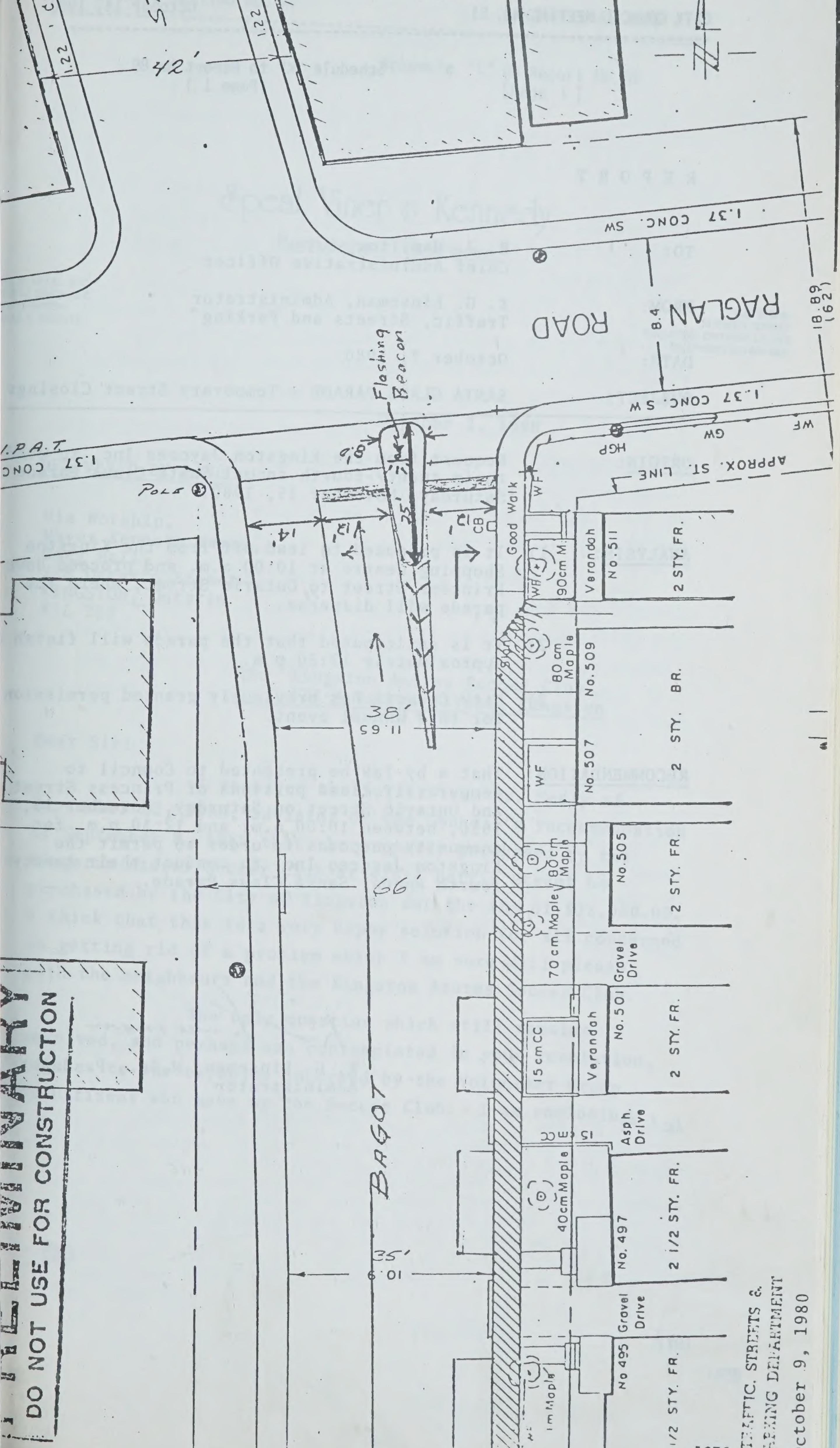
Linseman

K. G. Linseman, M.Sc., P. Eng.
Administrator

KGL/c
Attachment

CITY COUNCIL MEETING NO. 51
October 14, 1980

Schedule "J" to Report No.89
(Page 2)


RAGLAN ROAD
BAGOT STREET
Flashing Beacon
42'
1.22 CONC.
1.37 CONC. SW
8.4
18.89 (62')
WF
GW
HGP
APPROX. ST. LINE
C.P.A.T.
Pole
9.8
25'
12'
14'
CB
Good Walk
WF
90cm M.
Verandah
No. 511
2 STY. FR.
80cm Maple
No. 509
2 STY. BR.
38'
11.65
WF
No. 507
2 STY.
80cm Maple
No. 505
2 STY. FR.
66'
70cm Maple
Gravel Drive
No. 501
Verandah
2 STY. FR.
15cm CC
Asph. Drive
15cm
40cm Maple
No. 497
2 1/2 STY. FR.
35'
10.9
Gravel Drive
No 495
2 1/2 STY. FR.
1m Maple
PRELIMINARY
DO NOT USE FOR CONSTRUCTION
TRAFFIC, STREETS & PARKING DEPARTMENT
October 9, 1980

Schedule "K" to Report No.89
(Page 1)

REPORT

TO: R. J. Hamilton,
Chief Administrative Officer

FROM: K. G. Linseman, Administrator
Traffic, Streets and Parking

DATE: October 7, 1980

SUBJECT: SANTA CLAUS PARADE - Temporary Street Closings

ORIGIN: Request from the Kingston Jaycees Inc. to condu their twenty-fourth annual Santa Claus Parade o Saturday, November 15, 1980.

ANALYSIS:

1) It is proposed to lead off from the Kingston Shopping Centre at 10:00 a.m. and proceed down Princess Street to Ontario Street, where the parade will disperse.

2) It is anticipated that the parade will finish a approximately 12:30 p.m.

3) City Council has previously granted permission for this annual event.

RECOMMENDATION: That a by-law be presented to Council to temporarily close portions of Princess Street and Ontario Street on Saturday, November 15, 1980, between 10:00 a.m. and 12:30 p.m. for community purposes in order to permit the Kingston Jaycees Inc. to conduct their twenty-fourth annual Santa Claus Parade.

K G Linseman

K. G. Linseman, M.Sc., P. Eng.
Administrator

/c

Schedule "L" to Report No.89
(Page 1)

Speal, Viner & Kennedy
Barristers Solicitors

GEN. SPEAL, Q.C.
ER W. VINER, Q.C.
S. KENNEDY
LAS R. HAUNTS

P.O. BOX 81
74 BROCK STREET
KINGSTON, ONTARIO K7L 4V6
TELEPHONE 613-544-5322

October 2, 1980

DELIVERED BY HAND

His Worship,
Mayor Kenneth Keyes,
City Hall,
216 Ontario Street
KINGSTON, Ontario
K7L 2Z3

RE: Kingston Azores Soccer Club
428-A Barrie Street, Kingston

Dear Sir:

I received the letter from Mr. Healy of September 12, 1980, advising of the Council's recommendation of September 8, 1980 that the property purchased by the Kingston Azores Soccer Club at 428-A Barrie Street be purchased by the City of Kingston for the sum of $32,000.00. I think that this is a very happy solution for all concerned in getting rid of a problem which I am sure will please both the neighbours and the Kingston Azores Soccer Club.

The only question which still remains unsolved, and perhaps was contemplated in your resolution, relates to the expenses incurred by the Volunteer Group of Citizens who make up the Soccer Club. I am enclosing

. . . 2

a list of these bills, together with photocopies of them totalling $2,632.74.

As I indicated to Mr. Hamilton, I am more than willing to prepare the documents conveying the property to the City of Kingston without any charge to anyone in order to assist in resolving the problem.

However, I am sure that you can appreciate that this group of volunteer people have not only been inconvenienced, but have now had to pay certain sums out of their own pockets, most of which were paid either to the City or to the Bank.

I know that you and most of the members of Council are familiar with the obligations of volunteers and their contribution to further enrich the life of this community, whether it is through sports or the arts, and I am hopeful that this matter can be brought to a speedy conclusion.

In addition to enclosing copies of the bills, I am also enclosing a copy of the survey and a copy of the Offer to Purchase when the property was purchased by the Soccer Club so that you can see that price which is being asked of the City, is the same price that the Soccer Club paid, and they are not seeking anything other than to be re-imbursed for the expenditures they have made.

Yours very truly,
SPEAL, VINER & KENNEDY

Per:

George N. Speal, Q.C.

GNS/lg
encls.

Schedule "L" to Report No. 89
(Page 3)

CORPORATION OF THE CITY OF KINGSTON	5.00
" " " [illegible]	35.00
W. R BRIGHTMAN AND SON LOCKSMITHS	25.65
R. D. DERBYSHIRE INSURANCE FIRE	143.00
ONTARIO HYDRO INSPECTION DEPARTMENT	14.00
GARRY RODGERS PLANS FOR RENOVATION	89.19
" " " " "	46.75
WALLACK'S LIMITED PRINTS	9.25
THE ROYAL BANK OF CANADA, LOOKING UP PHOTOCOPIES	2.50
KINGSTON AZORES SOCCER CLUB	[illegible]
M. W. JONES PAYMENT	500.00
" " MORTG., 3 MONTHS	199.45
ROYAL BANK MORTG. 3 MONTHS to [illegible]	705.00
P.U.C.	65.92
Land Transfer Tax	125.00
Lawyers fees and disbursements re purchase	570.00
one month further payment - [illegible] Jones mtge	66.00
Bank interest to October 1980	235.00
	$2,632.74

October 7, 1980

Mr. George N. Speal, Q.C.,
Speal, Viner & Kennedy,
P.O. Box 81,
74 Brock St.,
Kingston, Ont. K7L 4V6

Dear George:

I acknowledge receipt of your letter on behalf of the Kingston Azores Soccer Club in which you claim expenditures of $2,632.74 on their behalf. Consideration of this matter was not mentioned earlier by yourself during the discussions regarding this property, but I shall forward it to council at the earliest possible date for consideration, and hopefully speedy conclusion. Mr. Hamilton and I have reviewed the expenditures and find them to be in accordance with regular tariffs and trust that council will accept our recommendation for payment.

Sincerely,

Ken Keyes
Mayor

KK:a

Schedule "M" to Report No. 89
(Page 1)

CORPORATION OF THE
CITY OF KINGSTON
OFFICE OF THE Chief Administrative Officer
CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

Our Ref. No. 5-3

IN CAMERA October 3, 1980

MEMORANDUM

TO: MAYOR KEYES AND MEMBERS OF COUNCIL

FROM: R.J. HAMILTON, C.A.O.

RE: LEGAL EXPENSES INCURRED BY CONSTABLE TERRY COOPER

We are forwarding herewith a memorandum from Mr. Jackson, wherein he points out that City Council must approve the bill for legal fees incurred by Constable Ter Cooper in the amount of $564.00. Council is aware that t Kingston Police Commission have agreed to pay this, howeve it requires Council's approval in these events.

Mr. Jackson further points out that a policy is being prepared and it is being suggested that such a request in the future, be made to the Commission prior to the incurring of the account and that there will be other restrictions as well related to the type of charges so tha charges properly laid by the police force will not be sub to this policy.

R.J. Hamilton,
C.A.O.

RJH/sd
Encl.

Office of the
City Solicitor
Our Ref. No. 80-914

OCT 2 1980

MEMORANDUM

TO: Mr. R.J. Hamilton,
Chief Administrative Officer

FROM: Mr. Norman C. Jackson,
City Solicitor

DATE: October 2, 1980

RE: Legal Expenses incurred by Constable Terry Cooper

Constable Terry Cooper of the City of Kingston police force, while engaged in the performance of his duties, had occasion to become involved with one Donald Baird. Donald Baird was charged by the police force with speeding, failing to produce a driver's licence, overcrowding, having liquor in his motor vehicle and failing to produce insurance. Baird subsequently pleaded guilty to the speeding charge and was found guilty on the other four charges. Mr. Baird appeared before a Justice of the Peace and laid a charge of common assault against Constable Cooper. Constable Cooper retained his own solicitor to defend the charge. When the charge was finally set to proceed in Court, Mr. Baird did not appear and the assault charge against Constable Cooper was dismissed. However, Constable Cooper has now received a bill from his solicitor in the amount of $564.00.

Since Constable Cooper was engaged in the lawful performance of his duty as a police officer, the Police Commission has agreed to pay his legal fees in the amount of $564.00. I reviewed the circumstances under which this account was rendered for the Police Commission, and I include herewith a copy of my opinion dated September 11, 1980.

Pursuant to the provisions of Subsection (6) of Section 24 of The Police Act, City Council must approve of this payment since this section indicates that "The Council of the municipality, may in such cases and to such extent as it sees fit, pay any damages or costs awarded against a member of the police force maintained by them or any special constable in any civil or criminal proceeding brought against him...". In a very recent decision of the Ontario Court of Appeal released this month, Re Durham Regional Board of Commissioners of Police and Durham Regional Police Association, the Court indicated that boards of commissioners of police cannot agree with a police assocation to provide for legal expenses incurred by police officers. Rather, this can only be done by the City Council pursuant to Section 24, Subsection 6 of The Police Act. I include herewith a copy of

.../2

of this decision.

I also include a copy of the account rendered which, i
terms of preparation and time spent would appear to be reasonabl
The Board of Commissioners of Police has therefore asked me to
convey their recommendation to City Council that this account be
paid, since based on the result of the charges that were laid ar
based on the internal investigation carried on by the police,
Constable Cooper was engaged in the lawful performance of his du
at the time of the incident, and it was necessary for him to ret
a solicitor to defend him. The Police Commission have requested
the Chief and myself to review this matter and to present a poli
for future cases of this type. There have been only 4 in the pa
thirty years. A policy is now being prepared and it is being
suggested that such requests in the future be made to the Commis
prior to the incurring of the account and that there will be oth
restrictions as well related to the types of charges, so that
charges properly laid by the police force will not be subject to
this policy.

Norman C. Jackson,
City Solicitor

NCJ/ks
Enclosures

Schedule "N" to Report No. 89
(Page 1)

CORPORATION OF THE
CITY OF KINGSTON
E OF THE Chief Administrative Officer

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

Our Ref. No.20-9.12

October 7, 1980

MEMORANDUM

TO: MAYOR KEYES AND MEMBERS OF COUNCIL

FROM: MR. R.J. HAMILTON, C.A.O.

RE: CLOSING OF DAVIDSON STREET

Mr. Jackson recently received a request from Mildred Morton, legal representative for Mr. Herrington, to meet and discuss the parcel of land that Mr. Herrington hopes to acquire from the City on Davidson Street for use as a driveway.

The parcel of land is approximately 10' x 60' which is adjacent to Mr. Herrington's lot line. Council should also be aware of the Notice of Arbitration, wherein compensation of $15,000. was being requested by Ms. Morton which was dated September 11, 1980.

Mr. Jackson, myself and Mayor Keyes met with the above two individuals to discuss the matter and the following conditions were proposed by Ms. Morton:

(1) Mr. Herrington is prepared to pay a sum of $600.00 for the parcel which represents $1.00 a square foot. This price is representative of the price paid by the other property owners on Alwington Avenue. Mr. Herrington felt that he should receive the same consideration as was offered to the other property owners. Mr. Herrington is prepared to pay this $600.00 immediately.

(2) The City of Kingston agrees to pay for any surveys and also to install a curb ramp on Pembroke Street.

...2/

Schedule "N" to Report No. 89
(Page 2)

(3) The City will remove the tree closest to Pembroke Street provided the title has been transferre to Mr. Herrington and the cost of the removal will be at the City's expense. Mr. Williams, of the Parks Department assumed a figure at approximately $150.00 for this particu work.

(4) This transaction is conditional on the approval of the Committee of Adjustment to enable the City to sell the balance of the property for a site to contain duplex.

Council will recall that the last discussion we had about this matter, we had recommended that Mr. Herrington had agreed to purchase the property for a price of $1,000. payable over a five year period on the basis of $16.66 per month.

Since Mr. Herrington is prepared to pay cash in the amount of $600.00 at this time, the City will gain benefit of interest earned over the future and the values to the Corporation are approximately equal to the original position we reported to Council on August 26th, 1980.

In order to finalize this matter and avoid a future Hearing, which would mean additional costs to the Municipality, we recommend that Council accept this offer.

R.J. Hamilton,
C.A.O.

RJH/sd
Encl.

Office of the
City Solicitor
Our Ref. No. 80-906

OCT 8 1980

MEMORANDUM

TO: Mr. R.J. Hamilton,
Chief Administrative Officer

FROM: Mr. Norman C. Jackson,
City Solicitor

DATE: October 7, 1980

RE: David Herrington - Arbitration
Closing of Davidson Street

City Council at its meeting of September 22, 1980, approved of your recommendation to sell a 10 foot by 60 foot portion of the closed Davidson Street road allowance to Mr. David Herrington at a price of $1,000.00 payable over five years with the City to be responsible for any surveys, installing a ramp and cutting down one tree. Yesterday, you, the Mayor and I met with Mr. Herrington and his solicitor, Mildred Morton. Because of certain statements made and because this matter had been sent to the Ontario Municipal Board for arbitration, I had requested that future dealings be with Mrs. Morton, who is the solicitor on the record. It was her desire to hold the meeting yesterday to discuss the City's offer to sell.

She indicated a desire to abandon the arbitration if Mr. Herrington could receive a similar benefit as the other landowners on Alwington Avenue who had purchased property from the City. She also expressed the desire to pay immediately, rather than over five years. The immediate payment would, of course, be in the City's interest since the previous offer by the City was to be without interest over the five years.

I have reviewed the Council minutes for the sale of the egg grading station to the abutting owners on Alwington Avenue and have ascertained that the land was sold for $13,200.00. On a square foot basis, this would amount to approximately $1.03 per square foot. It is, of course, to be noted that the purchasers on Alwington Avenue were buying land-locked property and this was acknowledged in their Deeds.

It was suggested at the meeting that Mr. Herrington would be willing to pay $1.00 per square foot, for the total sum of $600.00. This was to be paid immediately and it was therefore acknowledged that the City would have the funds and could expect

.../2

to receive on a long-term certificate over five years at the cur
interest rate, with interest compounded, approximately $300.00.
Therefore, at the end of the five year period, the City would be
almost the same position as if it had completed its original off
to Mr. Herrington for the price of $1,000.00 without interest.
There would still be a difference of approximately $100.00, and
was suggested that Mr. Herrington is more directly affected by t
street closing than the owners on Alwington Avenue. This is tr
since the owners on Alwington Avenue were able to add the portio
of the former egg grading station to the rear of their propertie
Mr. Herrington will be purchasing a 10 foot by 60 foot portion t
serve as a driveway to replace parking which he formerly enjoyed
the City street, but more importantly this 10 foot by 60 foot
portion would serve to permit him to use his side door which is
right on the property line dividing the street and his property,
and he will be able to walk from his side door to his rear yard
a walk which is presently existing. It is also acknowledged that
while the City complied with the legal requirements of The Munic
Act by publishing the notice four times in a local newspaper,
Mr. Herrington claims not to have received this notice and he di
not have the same opportunity to participate as the other land-
owners on Alwington Avenue from the beginning, when these landow
first approached the City with their request to purchase the lan

It is my feeling that on the arbitration the Ontario
Municipal Board would recognize that the owners on Alwington Ave
bought land-locked property, but the Board would also, I believe
recognize the direct effect that the street closing has on
Mr. Herrington, his house being located right on the boundary an
the use of his property being affected by the street closing. It
is also to be recognized that if this matter did proceed to
arbitration the City's costs and disbursements including an
appraisal fee for our appraiser to be present and give evidence,
would likely exceed the difference now proposed.

It would seem reasonable to suggest that Mr. Herringto
purchase the 10 foot by 60 foot portion at approximately the sam
rate as the owners on Alwington Avenue were able to purchase the
abutting lands. Accordingly, I would recommend that this propert
be sold to Mr. Herrington, upon the same terms and conditions as
City Council previously approved, except that instead of providi
Mr. Herrington with a payment over five years of $1,000.00 witho
interest, that we accept his offer to pay $600.00 immediately, i
being understood that upon receipt of a Deed from the City to hi
and upon receipt by the City of Mr. Herrington's $600.00, that h
thereupon immediately abandon his request for arbitration and hi
claim for $15,000.00 as compensation from the City.

Norman C. Jackson,
City Solicitor

NCJ/ks

REPORTS (Cont'd)

Report No. 90 - Public Access Committee

Ald. Miller presented Report No. 90 of the Public Access Committee.

Moved by Ald. Miller,
Seconded by Ald. Gerretsen,

That Report No. 90 of the Public Access Committee be received and considered, clause by clause.

REPORT NO. 90

October 9th, 1980.

To the Mayor and Aldermen:

The Public Access Committee reports and recommends as follows:

Ald. Tarnowecky returned at 9:36 p.m.

1. That clause 6 of Report No. 71, which read,

"Insofar as possible, in camera meetings shall commence at an hour appropriate to finish in time for open Council meetings at 8 p.m. and shall be immediately terminated after items on the agenda have been considered",

be reworded to read as follows:

"A Committee of the Whole meeting held before a meeting of Council shall be concluded or adjourned at 7:55 p.m. unless extended by majority vote of the Committee."

CARRIED 14:1
Ald. Timmins opposed

Ald. McArthur withdrew at 9:40 p.m. and returned at 9:45 p.m.

2. That clause 2, Section B, Report No. 71, be amended to read as follows:

"Minutes of in camera meetings and reports presented to in camera meetings shall be available to the public when final decision is made by Council, unless otherwise prohibited by law. This policy shall not apply to minutes recording discussions of labour negotiations."

CARRIED AS AMENDED
See following motion of amendment)

REPORTS (Cont'd)

Report No. 90 - Public Access Committee

2. (Cont'd)

Moved by Ald. Tarnowecky,
Seconded by Ald. Timmins,

That Clause 2, Report No. 90 be amended to delete the words "not be amer and continue" therefrom and to substitute therefor the words "be amended and to add the following at the end of the quotation:

> "This policy shall not apply to minutes recording discussions of labour negotiations".

CARRIED 12:2

3. That the words "except inter-departmental correspondence" be added to Clause 3, Section B, Report No. 71, so that the clau will read as follows:

"Upon reasonable notice, any person shall be permitted, during City Hall working hours, to inspect any records, plans, books, accounts, documents, correspondence and reports which have been reported or distributed to Council or a committee of Council, except inter-departmental correspondence, unless such documents must remain confidential by law or by by-law."

NOTE: *The Committee had been asked to review this clause in light of Section 216 of The Municipal Act which exempts inter-departmental correspondence and solicitors' reports from the requirement for public access.*

CARRIED

4. That Clause 4, Section B, Report No. 71, be amended to read as follows:

"Final consultants' reports shall be made available to the public as soon as they have been distributed to Council members and staff. Reports should be distributed as soon as practicable. This policy does not apply to labour negotiations."

NOTE: *This clause had been referred back to the Committee with the suggestion that reports dealing with labour-management issues should not be made availabl to the public.*

CARRIED AS AMENDED

See following motion of amendm

Moved by Ald. Clark,
Seconded by Ald. Gerretsen,

That Clause 4, Report No. 90, be amended to delete the words "not be ame The Clause" therefrom and to substitute therefor the words "be amended t and to add the following at the end of the quotation:

> "This policy does not apply to labour negotiations".

CARRIED

REPORTS (Cont'd)

Report No. 90 - Public Access Committee

5. That Clause 3, Section B, Report No. 71, be deleted. The clause reads:

"No member of staff, Council or Council committee shall make any public statement concerning any matter which, to his/her knowledge, has been discussed at an in camera meeting until the matter has been reported at an open meeting of Council or Committee of Council."

NOTE: The Committee recommends deletion of this clause pursuant to a report received from the City Solicitor.

CARRIED

6. That the Clerk's Department be asked to review its distribution list and means of distributing meeting agendas and minutes.

CARRIED

Respectfully submitted,

(Signed) *Lois Miller* (Chairman)
J. Gerretsen
W. Knapp

COUNCIL

REPORT OF THE COMMITTEE OF THE WHOLE

Moved by Ald. Timmins,
Seconded by Ald. Webb,

That the Report of the Committee of the Whole be adopted, approved and confi

CARRIED

NOTICES OF MOTION

(1) Moved by Ald. Timmins,
Seconded by Ald. Webb,

That the recent policies adopted concerning freedom of access to informa be reviewed within six months.

REFERRED TO THE COMMITTEE OF THE WHOLE - OCTOBER 20, 1

BYLAWS

(A) Moved by Ald. Bishop,
Seconded by Ald. Clark,

That By-Laws 1 to 7 be given their First & Second Readings.

CARRIED

(B) Moved by Ald. Clements,
Seconded by Ald. Gerretsen,

That By-Laws 7 to 9 be given their Third Reading.

CARRIED

(1) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston" (Rezone 0.53 ha of Land at South-West Corner of Hickson Avenue and Harvey Street from M6 Industrial to M7 Industrial)

(FIRST AND SECOND READINGS) (PROPOSED NO. 80-226)
Clause 1, Report No. 88, 1980

(2) A By-Law to Amend By-Law No. 8820, "A By-Law to Provide for Land for Parks Purposes Pursuant to Section 35a of *The Planning Act*" (Amend Section 1)

(FIRST AND SECOND READINGS) (PROPOSED NO. 80-227)
Clause 2, Report No. 88, 1980

(3) A By-Law to Authorize the Construction of a Concrete Sidewalk, 1.5m wide, on the East Side of Wilson Street from Drennan Street to Weller Avenue Under the Provisions of Section 7 of *The Local Improvement Act* (Petition)

(FIRST AND SECOND READINGS) (PROPOSED NO. 80-228)
Clause 9, Report No. 89, 1980

BYLAWS (Cont'd)

(4) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of The City of Kingston, Subject to the Provisions of *The Highway Traffic Act* (Clause 11, Report No. 89)

(FIRST AND SECOND READINGS) (PROPOSED NO. 80-229)
Clause 11, Report No. 89, 1980

(5) A By-Law to Temporarily Close Portions of Princess Street and Ontario Street on Saturday, November 15, 1980, from 10:00 A.M. to 12:30 P.M. for Community Purposes.

(FIRST AND SECOND READINGS) (PROPOSED NO. 80-230)
Clause 12, Report No. 89, 1980

(6) A By-Law to Fix the Price at Which the Stopped Up Portion of Davidson Street, West of Pembroke Street, is to be Sold

(FIRST AND SECOND READINGS) (PROPOSED NO. 80-231)
Motion (1), Page 1297, City Council Meeting No. 37,
Clause (2), Report No. 77, 1980, and
Clause 16, Report No. 89, 1980.

(7) A By-Law to Confirm the Proceedings of Council at its Meeting Held on October 14, 1980.

(THREE READINGS) (PROPOSED NO. 80-232)
City Council Meeting No. 51, 1980

(8) A By-Law to Authorize the Execution of an Agreement with W. A. Thompson (Sewer Connection - 131 King Street West)

(THIRD READING) (PROPOSED NO. 80-206)
By-Law No. 14

(9) A By-Law to Amend By-Law No. 2537, "A By-Law to Ratify and Confirm the Establishment of Petty Cash and Change Funds" (Increase Rideaucrest Petty Cash Fund to $1,000.00)

(THIRD READING) (PROPOSED NO. 80-223)
Clause 1, Report No. 85, 1980

UNFINISHED BUSINESS

Ald. Timmins said that Council had just finished a great deal of work on the matter of freedom of information. He felt this should be reviewed after six months, and this was the reason for the Notice of Motion he had proposed.

Ald. McArthur said that much had been heard lately concerning the strike by the bus drivers against the P.U.C. He recalled that in the garbage strike some years ago, quick action by the Mayor and others had helped to solve this. He hoped that the Mayor would take similar action regarding this strike, even at this very late hour. He did not like what he heard that the PUC Chairman had said the PUC was not now prepared to meet, while the Union was saying it was prepared to meet at any time to settle the issue. He reminded Council that this was a very bad month for a bus strike. The union members thought a great deal of the public and he wondered if there were some way the Mayor could help to try and avert this strike now. Ald. McArthur said he felt the Transit service would lose many customers because of this trike who would not come back for years. This had happened in the past.

UNFINISHED BUSINESS (Cont'd)

Mayor Keyes said he believed the parties had met earlier in the day, but he agree there now appeared to be a stand-off between them.

In response to a question from Ald. Matthews, Mayor Keyes said as far as he stood the matter, there were two issues outstanding: money and the issue of time drivers. The union objected to the management's proposal that part-ti drivers should be hired.

Ald. Hawkins said that subsequent to the recent meeting when approval was g a large expenditure to improve the Works lunch room, he had received a requ a member of the public that the Roden Park lunchroom also be fixed up. Thi had suggested that the aldermen also visit this site, which was not in good

Ald. Webb said he had received calls about sandwich boards used for adverti downtown businesses which were being placed on the sidewalk and were a haza pedestrians. He felt sure that a by-law prohibited this, and hoped that so could be done about it.

Ald. Webb also asked the Mayor whether any reply had been received from Cha Developments concerning their future intentions in this City regarding down revitalization.

Mayor Keyes said he had not yet had any reply to his letter, and that he ha received no reply to a similar letter he had sent to Eaton's.

Ald. Webb said that he was very concerned about this, since until some defi word was received, the City was left in limbo on this matter. He felt a le should be sent to Mr. Magwood informing him that unless the City received a to its request, it would consider the agreement null and void. He felt it very important to receive an answer and he was very suspicious of Mr. Magw motives.

Mayor Keyes offered to send a registered letter to Mr. Magwood, giving a de for reply. He agreed to do this well before the upcoming election.

Ald. Webb said he had been pondering a recent suggestion that the City offe parking during the month of December in the downtown area, and that the met hooded during that time. Although he had been opposed to this at first, af some thought he felt it might be a good idea for Christmas shoppers. There provisions already in the by-laws to provide for severe penalties for perso abused this privilege.

Mayor Keyes said he understood that this had been suggested before and that Linseman had recommended against it, for financial reasons. The DBA had of last year to absorb some of the cost of such a proposal. He agreed to dis Mr. Linseman's earlier report again to members of Council.

ADJOURNMENT

Moved by Ald. McArthur,
Seconded by Ald. Knapp,

That Council do now adjourn.

CARRIED

Council adjourned at 10:20 p.m.

(L.S.)

(Signed) *M.C. Healy*
City Clerk

(Signed) *Ken Keyes*
Mayor

CITY COUNCIL MEETING NO. 52

The Regular Meeting of City Council will be held on Monday, October 20, 1980 commencing with an In Camera session from 7:00 p.m. to 8:00 p.m. in the Loyalist Room, City Hall, and to be continued in the Council Chamber at 8:00 p.m.

(Loyalist Room)

ROLL CALL

COMMITTEE OF THE WHOLE IN CAMERA

(A) That Council resolve itself into the Committee of the Whole In Camera to consider the following items:

(1) Land Acquisition - John L. Smith - Little Cataraqui Creek Area South of Princess Street

(2) Land Sale - Champlain Park Property.

(3) Employees - Fire Department.

QUEEN'S UNIVERSITY LIBRARY
DOCUMENTS DEPARTMENT
OCT 27 1980

(Council Chamber)

ROLL CALL

(B) That Council rise from the Committee of the Whole In Camera and the Chairman report.

- or alternatively -

That Council rise from the Committee of the Whole In Camera without reporting.

REPORT OF THE COMMITTEE OF THE WHOLE

(C) That the Report of the Committee of the Whole In Camera be adopted, approved and confirmed.

MINUTES

That the Minutes of Special Meeting No. 49 of City Council held on Tuesday, September 23, 1980 and the Minutes of Meeting No. 50 of City Council held on Monday, October 6 be confirmed.

PETITIONS

TABLING OF DOCUMENTS

(1) Copy of a Position Paper by the Ministry of Intergovernmental Affairs entitled, "A New Process for Resolving Municipal Boundary and Related Disputes".

(2) Copy of an issue from the Ministry of Energy (Vol.#1) entitled "The Municipal Energy Conservation Program".

COMMUNICATIONS

Which has been Referred to the Planning Board

(659) From the Cataraqui Region Conservation Authority advising that they have previously granted a land fill permit to Irving Rosen (In Trust), re Lot 22, Concession III, City of Kingston (Kimco Steel, 325 Counter Street).

This permit expires on December 31, 1980 but the applicant has requested that it be renewed for the 1981 calendar year.

If the City has not submitted any comments to the Conservation Authority by November 10, 1980, it will be assumed that it does not have any.

File No. 3-16

To be Filed

(660) From the Ministry of Housing forwarding a cheque for $52,647.14 which represents the 2nd advance of the City of Kingston's 1980-81 per capita provincial grant under the Ontario Home Renewal Program.

File No. 8-3.18

(661) Notice of Hearing from the O.M.B. in the matter of Section 42 of The Planning Act (R.S.O. 1970, c. 349) as amended and in the matter of an appeal by Hasan Hocaoglu from a decision of the Committee of Adjustment of the City of Kingston dated July 25, 1980 whereby the Committee dismissed his application numbered A 38/80 for a variance from the provisions of By-law 8499 of the City of Kingston, for permission to maintain an existing multiple dwelling on a parcel of land, providing a rear yard setback of 16.4 feet in lieu of 19.3 feet, and to permit the severance of a parcel of land having a lot area of 3616 square feet, whereas the said by-law requires a minimum lot area of 4000 square feet; the lands in question being composed of part of Lots 85 and 86, Plan A8.

The date set for the above hearing is Thursday, November 13, 1980 at 10:00 a.m. in City Hall.

File No. 3-12

(662) Notice of Hearing from the O.M.B. in the matter of Section 42 of The Planning Act (R.S.O. 1970, c. 349) as amended and in the matter of an appeal by Hasan Hocaglu from a decision of the Committee of Adjustment of the City of Kingston dated July 25, 1980 whereby the Committee dismissed his application numbered B 24/80 for consent to the conveyance, mortgage, or charge or to an agreement for the sale and purchase of a parcel of land having a width of 56.5 feet and a depth of 64 feet, the lands in question being composed of part of Lots 85 and 86, Plan A 8, in the City of Kingston.

The date set for the above hearing is Thursday, November 13, 1980 at 10:00 a.m. in City Hall.

File No. 3-12

COMMUNICATIONS (Cont'd)

To be Filed

(663) From the Whig-Standard thanking the City for waiving the rental fee for Memorial Hall on October 5th for the Tea that was held for Terry Fox.

Owing to the co-operation of the Parks and Recreation Department and a special donation of change contributed by City Hall employees ($20.15), the fund has reached $746.00, all of which has been turned over to the Canadian Cancer Society.

File No. 3-7.10

To be Referred to the Chief Administrative Officer

(664) From the Ministry of Intergovernmental Affairs urging all municipalities to appraise their systems of budgetary control to ensure that they are adequate.

The Ministry, for its part, is taking steps to help improve the situation over the longer term. The Local Government Division is actively working with the co-operation of municipal treasurers and municipal auditors in developing measures to improve municipal financial management. A standard accounting system for the smaller municipalities, with associated budgetary control features, will be completed later this year.

The Ministry also advises that it is working with a large city and its consultants in the development of its management systems, with another city in performance measurement development, and with a third municipality in appraising its zero-base budgeting experience. It is the Ministry's intention to prepare case studies on all these for distribution across Ontario.

File No. 2-3

To be Referred to the Committee of the Whole

(665) From Queen's University to the Benefactors of Queen's University (i.e. those who have given at least $100. to the University) notifying that the City is eligible this year to nominate two members of the Board of Trustees, one for a 4 year term and one for a 3 year term, as follows:

(a) Under the Act of 1912 (General)- One Trustee to serve until April 30, 1985, in succession to Mr. T.D. French, Kingston, Ontario.

(Mr. French is eligible for re-election)

(b) Under the Act of 1916 - One Trustee to serve until April 30, 1984, in succession to Mr. G.C. Gray, Toronto, Ontario.

(Mr. Gray is eligible for re-election)

File No. 18-1.1

CITY COUNCIL MEETING NO. 52

October 20, 1980

COMMITTEE OF THE WHOLE

(A) That Council resolve itself into the Committee of the Whole to receive reports and a motion.

REPORTS

That Report No. 91 of the Committee on Day Care Centres and Nursery Schools be received and adopted clause by clause.

That Report No. 92 of the Chief Administrative Officer be received and adopted clause by clause.

REPORT NO. 91

October 16th, 1980.

To the Mayor and Aldermen:

The Committee on Day Care Centres and Nursery Schools in Kingston reports and recommends as follows:

1. That an on-going Advisory Committee be established in order to,

   a) provide an informed link between City Council and the day nurseries group;
   b) review requests for funding from new centres; and
   c) review budget submissions of day nurseries, prior to consideration by Council;

   And that the Advisory Committee be comprised of,

   a) one representative of Day Care Centres;
   b) one representative of Nursery Schools;
   c) one representative of Council;
   d) one representative from the Early Childhood Education Program at St. Lawrence College;
   e) Assistant to the Social Services Administrator.

2. That the Advisory Committee meet at least once a year with full and complete representation from all day nurseries receiving subsidy.

3. That the present transportation system for day nurseries continue and be reviewed annually by the Advisory Committee.

4. That the Social Services Department continue to monitor and audit requests for subsidy from families.

5. That the purchase of day nursery services be continued in order to retain flexibility of location, and that no new municipally operated centres be established at this time.

6. That it be recommended to Frontenac County Board of Education and Frontenac County Separate School Board that they continue to co-operate and meet with day nursery representatives to receive evaluation and progress reports of children coming into the school system.

7. That the Frontenac County Board of Education be commended for its privately operated centres in Q.E.C.V.I. and L.C.V.I. for parents attending school, and that both Boards of Education be encouraged to expand similar programs into other schools, where necessary.

Schedule "A" to Report No. 91
(Page 1)

COMMITTEE ON DAY CARE CENTRES AND NURSERY SCHOOLS IN KINGSTON

COUNCIL RESOLUTION

At a meeting of City Council held on April 8th, 1980, the following resolution was passed:

> "That an ad hoc committee be established, being comprised of:
>
> 1) Assistant to the Social Services Administrator,
> 2) Local representative of the Ministry of Community and Social Services (Children's Services Division),
> 3) Three elected members of Council, to review the present facilities, policies, needs and criteria of all day care centres and nursery schools in Kingston,
> 4) That there be one representative from the Frontenac County Board of Education,
> 5) That there be one representative from the Frontenac, Lennox and Addington County Roman Catholic Separate School Board,
> 6) One representative from the Association of Early Childhood Education,
>
> And that the Committee report back to Council by October 1st, 1980".

COMMITTEE MEMBERSHIP

Alderman J. Hawkins, Chairman
Alderman L. Miller,
Alderman K. Matthews,
Ms. Susan Cameron, Social Services Department,
Ms. K. Colwell, Early Childhood Education, St. Lawrence College,
Mr. G. Ferguson, Frontenac County Board of Education,
Mr. W. Hamilton, Separate School Board of Education,
Ms. P. Tretina, Ministry of Community and Social Services.

PERSONS INTERVIEWED

May 13th - Mrs. Alice McIlroy, Kindergarten teacher at Rideau Heights Public School
June 3rd - Mr. Rick Williams, Planning Officer for the Ministry of Community and Social Services,
Sept. 16th - Mrs. Nora Poston, Chairman, Resource Committee on Day Nurseries Receiving Subsidy.

MEETINGS

The Committee met a total of eight times.

DEFINITIONS

Day Nursery

The generic term used to define a premises that receives more than five children who are not of common parentage, primarily for the purpose of providing temporary care and guidance, for a continuous period not exceeding 24 hours, where the children are under 18 years of age in the case of a day nursery for children with a developmental handicap, and under ten years of age in all other cases or under twelve years in special circumstances.

The term "Day Nursery" includes both Day Care Centres and Nursery Schools.

Nursery School

A day nursery that enrolls children from 30 months through five years of age, for a half-day on more than one day in a week and for more than eight consecutive weeks at a time.

Day Care Centre

A day nursery that enrolls children under ten years of age for a full eight-hour day on more than one day a week and for more than eight consecutive weeks at a time, but itself may be open for more than eight hours a day.

Private Home Day Care

Temporary care, under the supervision of a private-home day care agency, for reward or compensation, for a period not exceeding 24 hours, of five or fewer children under ten years of age in a private residence other than the home of a parent or guardian of any of the children.

PURCHASE OF SERVICE AGREEMENT

A purchase of service agreement is a legal contract between the City of Kingston (in particular, the Social Services Department) and a privately operated social services agency in the community.

The municipality is not involved in the administration of those agencies. Basically, the municipality determines what services it is unable to provide internally and looks outside for privately operated agencies to fill the gap.

The normal procedure for the establishment of a purchase of service agreement is that the private agency makes application to the municipality for a contract. The agency presents a unit cost for service to be provided, based on its budgetary expectations, and requests maximum ceiling to be paid within a fiscal year.

The municipality determines whether it wishes to purchase service from a particular agency. It determines the legitimacy of the unit cost (or per diem rate) and sets the ceiling for purchase of service for a fiscal year.

Once a contract is signed, the Social Services Department completes means testing on all families requesting subsidized day care or nursery school services. Eligibility for subsidy is reviewed a minimum of annually and more frequently as the family circumstances change.

PURCHASE OF SERVICE AGREEMENT (continued)

The agency providing the service is advised of each family's eligibility or lack of eligibility for subsidy.

At the end of each business month, the agency submits a statement to the Social Services Department, including only the names of families for whom the City has shown eligibility for subsidy. After approval by the Social Services Department, the payment of account is completed by the City Treasury Department. This procedure is followed until a maximum ceiling has been reached.

GRANTS

By comparison to a purchase of service agreement, a grant does not entail the individual means testing of families.

A lump sum contribution is made to an agency requesting a grant from the municipality. Grant allocations are determined by City Council and paid from "Finance Grants", not from the Social Services Department budget.

COMPARISON: MUNICIPALLY OPERATED CENTRES VS PURCHASE OF SERVICE FROM PRIVATELY OPERATED CENTRES

Purchase of service agreements allow a municipality to choose where it wants to spend its money to provide a particular service and how much it wants to pay for that service.

Once a municipality has committed itself to a capital investment in the form of a day care centre, it is also committed to its operational costs. In the instance of the municipally operated Oakwood Day Care Centre, the unit costs are competitive with the costs of purchasing service from privately operated day care centres. However, unit costs at this time in the municipally operated Depot Centre are significantly higher than those in privately operated centres. With the recent reassessment and resulting increased in licensed positions in Depot, it is anticipated that the unit cost will decrease and become competitive.

REFERRING AGENCIES

The primary referring agent is the parent. Other referring agencies could take the form of reports from doctors, Public Health representatives, Children's Aid Society or, possibly, the Police.

NUMBER OF SUBSIDIZED CHILDREN

During the month of September 1980, the City of Kingston subsidized 118 children in day care, of which 71 attended municipally operated centres. In addition, a total of 52 children were subsidized in nursery schools.

AFTER SCHOOL CARE

After school care is available in the R. H. Hay Centre. Most parents pay the fee themselves, since it is less costly than other forms of day care. Because of the limited funds available for subsidy, full day care is given a much higher priority than after school day care.

Schedule "A" to Report No. 91
(Page 4)

VOLUNTEER ASSISTANCE

Most centres make use of volunteer assistance whenever possible. Such assistance is, however, difficult to obtain and tends to be undependable. Volunteers are untrained and cannot be counted as staff. Certain Provincial standards must be maintained by fully trained, qualified staff.

TRANSPORTATION

A bus provides transportation to R. H. Hay Day Care Centre and Helen Tufts Nursery School. There is no transportation to and from Oakwood and Depot Centres.

VACANT SCHOOL SPACE

There is a limited amount of vacant school space available in the City. Q.E.C.V.I. and L.C.V.I. provide day nurseries for children of parents attending school. There is no established policy by the Board of Education to permit the operation of day nurseries in vacant school space.

REPORT NO. 92

October 20, 1980

To the Mayor and Members of Council:

The Chief Administrative Officer reports and recommends as follows:

1. That, pursuant to Section 636(a) of the Municipal Act R.S.O. 1970, Chap. 284, the applications of persons and firms listed in the attached Schedule "A" in the amount of $6,856.15 for cancellation, reduction, or refund of taxes be approved.

   (Note: Copy of Report of the City Treasurer is attached as Schedule "A", 2 pages).

2. That the City's property at 106 Rideau Street,(being Part of Lot 269, Original Survey), is hereby authorized to be sold to Mr. A. Robert Sheppard "In Trust" for the sum of $13,500.00 on the understanding that the owner will, at his expense, demolish all the rear buildings, leaving only the "front building" to be either converted to two apartments or to a single dwelling house in accordance with the City's by-laws.

   - and -

   That no action be taken to sell any of the property at 106 Rideau Street to the Frontenac Historic Foundation.

   (Note: Copy of Report of Chief Administrative Officer is attached as Schedule "B", 5 pages).

3. That the lease of 1,600 square feet of the second floor of the City's property at 19 Queen Street, known as 21A Queen Street, is hereby authorized to be leased to Kingston Artists Association Inc. at the rate of $300.00 per month for a three year period from May 1, 1980 to April 30, 1983, with the Association to continue to be responsible for taxes, water rates and heating.

   - and -

   That the Mayor and City Clerk are hereby authorized to execute the necessary lease agreement.

   (Note: Copy of Report of Chief Administrative Officer is attached as Schedule "C", 3 pages).

4. That the release of holdback on Contract 80-8W, on or after October 21, 1980 to the contractor, Gordon Barr Ltd. in the amount of $8,209.13 is hereby authorized, the work having been completed satisfactorily without deficiencies.

(Note: Copy of Report of Commissioner of Works is attached as Schedule "D", 1 page).

5. That the Regular City Council Meeting scheduled to be held on Monday, November 10, 1980 (election day) is hereby CANCELLED.

(Note: The next meeting of Council would then be held on November 17th).

6. That a by-law be presented to Council to temporarily close King Street between Lower Union Street and Lower University Avenue on Tuesday, November 11, 1980, from 10:30 a.m. to 11:30 a.m., for community purposes in order to permit the Remembrance Day Committee to conduct a Remembrance Day service.

(Note: Copy of Report of the Traffic, Streets & Parking Administrator is attached as Schedule "E", 1 page).

See By-Law 1: No. 80-233

7. That the 1981/82 proposed connecting link construction program as outlined on Page 2 of the attached Schedule "F", be approved.

(Note: Copy of Report of Traffic, Streets & Parking Administrator is attached as Schedule "F", 2 pages)

Respectfully submitted,

R.J. Hamilton
Chief Administrative Officer

Schedule "A" to Report No. 92
(Page 1)

OCT 10 1980

TO: R.J. Hamilton,
Chief Administrative Officer

FROM: B. G. Cousens,
City Treasurer

DATE: October 10, 1980

SUBJECT: Refund or cancellation of taxes pursuant to Section 636(a) of the Municipal Act R.S.O. 1970, Chap. 284, file 20.2

RIGIN: Application by owner of property, or owner of business, in case of business tax.

NALYSIS: Section 636(a) of the Municipal Act gives City Council the authority to write off taxes for the following reasons:

Property has become exempt.
Building was razed by fire or demolished.
Overcharged due to error.
Liable for business tax, but has not carried on business for the entire year.

LTERNATIVE: If City Council does not grant the refund or cancellation of taxes, the applicant is entitled to a hearing by City Council, and if not satisfied, may appeal to the Assessment Review Court, County Judge and Ontario Municipal Board.

INANCIAL
NSIDERATION: On these write-offs, that portion of the tax that is applicable to the school boards, is charged back to the school board. Provision for these refunds or cancellations has been made in the budget. Those businesses who have discontinued, and relocated in another area of the city are assessed by the Regional Assessment Office and are processed through the Tax Department and billed for taxes at the new location. Also any business that moves into an existing or new location are also taxed for that part of the year that they are liable for the tax. All applications for refund or cancellation of taxes are referred to the Regional Assessment Office for approval and follow-up prior to being presented to Council.

COMMENDATION: That pursuant to Section 636(a) of the Municipal Act R.S.O. 1970, Chap. 284, the applications of persons and firms listed in the attached Schedule "A" in the amount of $6,856.15 for cancellation, reduction, or refund of taxes be approved.

B. G. Cousens
City Treasurer

Schedule "A" to Report No. 92
(Page 2)

ROLL NUMBER	NAME OF OWNER/TENANT	ADDRESS APPEALED	REASON	MOS.	R C B	GENERAL	GARB.	PUBLIC SCHOOL	SEPART. SCHOOL	SECOND. SCHOOL	D.T. LEVY	PENALTY	CANCELLATIONS		REFUNDS	
													PUBLIC	SEPARATE	PUBLIC	SEPARATE
010 120 08900 0010 001K	Jose Orti	273 King St.,E.	Ceased Business	12	B	87.07		47.19		35.27		10.60	180.13			
010 120 08900 0060 001G	John Harris	273 King St., E.	Moved	5	B	60.89		33.00		24.67					118.56	
010 130 00200 0050 001B	Peace Bridge Brokerage	162 Wellington	Moved	8	B	111.48		60.42		45.18	15.04				232.12	
010 130 06600 0010 001D	Montreal Trust	50 Princess St.	Ceased Tenancy	5	B	121.79		66.00		49.35	32.80				269.94	
010 130 09900 0020 011M	Kitchen Encounters	82 Princess St.	Ceased Business	3½	B	118.65		64.30		48.07		1.18	232.20			
020 030 01600 0010 001F	C. White Motors	768 Princess St.	Ceased Business	10	B	655.59		355.30		265.65		79.80	1356.34			
020 030 01600 0010 021K	Victory Motors	768 Princess St.	Moved	5	B	327.79		177.65		132.82		7.97	646.23			
030 030 10000 0020 001A	C.Stephenson,Rite-Way Collision	491 Princess St.	Ceased Business	5	B	35.17		19.06		14.25		4.30	72.78			
030 040 00600 0050 001L	Barry Savage	423 Princess St.	Ceased Business	5	B	47.92		25.97		19.42	6.45				99.76	
030 080 10200 0010 001G	Dovers 397376 Ont. Inc.	155 Princess St.	Ceased Tenancy	7	B	653.66		354.28		264.90	251.47				1524.31	
030 090 05900 0010 001K	Brian Estabrook	32 Queen Street	Moved	4	B	186.92		101.30		75.74	21.00	14.43	399.39			
030 090 05900 0000 000H	Confederation Life	32 Queen Street	Unit Vacated	4	C-R	93.58		50.69		37.89		11.40	193.56			
030 140 09500 0000 000E	Catherine Goddard	143 Raglan Road	Demolition	4½	R	24.71	2.60		11.75	10.01						49.07
050 060 02000 0030 001M	Joe Vankoughnett	301 Concession St.	Ceased Business	12	B	60.15		32.60		24.37		7.30	124.42			
050 140 20602 0000 000F	Kingston Humane Society	231 Dalton Ave.	Partially Exempt	12	C	921.80	82.46					62.75	1067.01			
070 100 09400 0000 000F	Steve & Pam Ewart	71 Cartwright St.	Demolition	8	R	4.48	.47	2.43		1.81					9.19	
070 150 05000 0010 001H	Donald Huff	1167 King St.,W.	Ceased Business	12	B	10.55		5.72		4.28		1.30	21.85			
070 150 23486 0000 000F	Joseph Diepringer	20 Richfield Pl.	Assessment Reduced	12	R	74.00	7.78	40.11		29.98					151.87	
020 120 03400 0000 000B	Peter Liappas	553 Brock St.	Demolition	7	R	2.61	.27	1.41		1.06		.35	5.70			
050 040 09300 0020 001C	Sandra Jones	582 Victoria St.	Ceased Business	5	B	29.02		15.72		11.75		3.55	60.04			
050 060 11900 0000 000E	Peter Liappas	231 Concession	Demolition	7	R	4.97	.52	2.69		2.01		.65	10.84			
060 102 00900 0053 001L	Travel Connection	1060 Princess St.	Moved	6	B	5.28		2.86		2.14					10.28	
060 102 00900 0052 001E	Travel Connection	1060 Princess St.	Moved	6	B	10.56		5.72		4.28					20.56	
						3648.64	94.10	1464.42	11.75	1104.90	326.76	205.58	4370.49		2436.59	49.07

Schedule "B" to Report No. 92
(Page 1)

CORPORATION OF THE
CITY OF KINGSTON
OFFICE OF THE Chief Administrative Officer

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

Our Ref. No. 12-4.55

October 14, 1980

MEMORANDUM

TO: MAYOR KEYES AND MEMBERS OF COUNCIL

FROM: Mr. R.J. Hamilton, C.A.O.

RE: SALE OF CITY OWNED PROPERTY
- 106 RIDEAU STREET, KINGSTON

We are forwarding herewith a memorandum from Mr. Muirhead concerning this property, wherein he suggests that proposal A, which is to accept the offer from Mr. Sheppard at $13,500. would be the most advantageous to the City.

We would therefore recommend that Council consider the offer at this time.

R.J. Hamilton,
C.A.O.

RJH/sd
Encl.

OCT 14 1980

MEMORANDUM

TO:	R.J.Hamilton, Chief Administrative Officer.
FROM:	G.G. Muirhead, Director of Planning and Urban Renewal.
DATE:	October 10, 1980.
SUBJECT:	Sale of City owned property at 106 Rideau Street.
ORIGIN:	Planning Department.

ANALYSIS:

This property was acquired under the Neighbourhood Improvement Program in order to remove a non - conforming use (laundry). The former owner has been leasing the property from the City but must give vacant possession on October 31, 1980. The building consists of a large frame structure (stuccoed) which houses the laundry, and attached to the front is a 2 storey concrete block structure with brick facing on front occupied by an office on the ground floor and a small apartment on the second floor.

When the property was designated for acquisition under the NIP redevelopment plan in 1975, it was contemplated that the frame structure would be demolished and that the front structure could be sold as a duplex. Alternatively, the entire property could be cleared and sold as a duplex lot.

An appraisal of the value of the property has now been obtained
The market value of the land is estimated at $20,000. and assumes that the land could be used for a duplex. If the existing building (front) was converted into a duplex, the value is estimated at $30,000. However, Mr. Johnston, the appraiser, suggests that it would be uneconomical to convert the existing structure to a duplex unit.

This opinion is confirmed by an independent report on the condition of the structure and the feasibility of conversion obtained from Mill & Ross, Architects

FINANCIAL:

An offer of $13,500. has been received for this property as is from Mr. R. Sheppard, solicitor on behalf of a client. Appendix 'C'.

A letter has also been received from the Frontenac Historic Foundation, owners of the adjacent property to the north at 110-112 Rideau Street, requesting that consideration be given to selling five feet to the Foundation for widening their driveway. Appendix 'D'.

RECOMMENDATION: There would appear to be two possible courses of action:

A. Accept Mr. Sheppard's offer and let the Foundation negotiate with the new owner. If the new owner converts the structure, as per his stated intention, conveyance of five feet would not be feasible because of occupancy by the existing structure. On the other hand, if the new owner decides to demolish, he might consider it to his advantage to sell a strip to the Foundation since 6,416 sq.ft. is excessive for a single family unit but not really adequate for a duplex.

Although, the appraisal indicates a total value of $30,000. assuming conversion to a duplex, when the actual cost of conversion is taken into account, the practical value of the property is obviously much less.

B. Do not accept Mr. Sheppard's offer; demolish the buildings and re-advertise again as a cleared lot. Alternatively, a five foot strip could be sold to the Foundation first and the remainder of the lot then offered for sale. If this action is adopted the appraisal could be used as a basis for selling the strip to the Foundation.

At $20,000. the property has a value of $3.12 per sq.ft., and on this basis the strip (5′ x 130.5) would be worth $2,035.80. The strip can only be made available if the building is demolished since the building is on the lot line.

Proposal A would appear to be most advantageous to the City.

G. G. Muirhead

GGM/lc

G.G. Muirhead, M.C.I.P.
Director of Planning and
Urban Renewal.

Schedule "B" to Report No. 92
(Page 4)

H. Robert Sheppard, B.A., LL.B.
BARRISTER AND SOLICITOR

613-546-4283

FILE NO. ....

18 MARKET STREET
KINGSTON, ONTARIO
K7L 1W8

APPENDIX 'C'

September 18, 1980

City of Kingston
City Hall
KINGSTON, Ontario

Attention: Mr. Robert Hamilton

Dear Sir:

I have a client interested in purchasing the property on which the Rideau Laundry stands.

I understand that the property is up for tender and that he informs me that he knows of the conditions of the tender, ie. what should go on there once the Rideau Laundry is closed.

The sum of money he offers is $13,500.00 cash, and he will tear down all the back buildings, leaving only the front building to be either converted to two apartments, or a single dwelling house, whichever the City rules will permit.

This purchase could be undertaken immediately by my client, and the date of closing and subsequent demolition of the property would be immediately thereafter.

Yours very truly,

H. ROBERT SHEPPARD

HRS:wl

Schedule "B" to Report No. 92
(Page 5)

APPENDIX 'D'

frontenac historic foundation • kingston, ontario • post office box 27 • K7L 4V6

1-1447

11 September, 1980

Mr George G. Muirhead,
Director of Planning and Urban Renewal,
City Hall,
Kingston, Ontario

Dear Mr Muirhead:

It is the understanding of the Frontenac Historic Foundation that the building at 106 Rideau St will be scheduled for demolition and that the property will be disposed of.

It is requested that consideration be given to selling five feet of this property to the Foundation so that the seven foot space between 106 Rideau St and the duplex dwelling at 110-112 Rideau St can be widened into a driveway to accommodate the cars of the tenants of 110-112 Rideau St.

The seven foot space between the two buildings in question belongs to the Foundation as do the premises at 110-112 Rideau St. It should be noted that the latter, a former residence of Sir John A. Macdonald, was saved from demolition and restored by the Foundation.

Yours sincerely,

Margaret Angus

Dr Margaret Angus,
President

Schedule "C "to Report No. 92
(Page 1)

CORPORATION OF THE
CITY OF KINGSTON
ICE OF THE Chief Administrative Officer

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

Our Ref. No. 3-7.11

October 16, 1980

MEMORANDUM

TO: MAYOR KEYES AND MEMBERS OF COUNCIL

FROM: R.J. HAMILTON, C.A.O.

RE: CITY PROPERTY - LEASE OF 19 QUEEN STREET KINGSTON ARTISTS' ASSOCIATION INC.

We are forwarding herewith a memorandum from Mr. Jackson, as well as a letter from the Kingston Artists' Association concerning their lease at 19 Queen Street. We note this is for a three year period at the fixed rate of $300.00 per month which is the same as the lease that has just expired. Mr. Lamb, our rental agent, has concurred with the granting of this lease. Mr. Jackson is pointing out as well, that the $300.00 a month is less than market value, but City Council, in the past, because of the particular nature of the tenant and its' cultural activity, has approved the amount of $300.00.

Council should be aware that the other leases have an escalation clause for the most part, however, if it is Council's wish, we would suggest that we accept this offer at $300.00 a month commencing in May, 1980 to May 1983.

R.J. Hamilton,
C.A.O.

RJH/sd
Encl.

Schedule "C" to Report No. 92
(Page 2)

OCT 15 1980

Office of the
City Solicitor
Our Ref: 80-629

MEMORANDUM

TO: Mr. R.J. Hamilton
Chief Administrative Officer

FROM: Mr. Norman C. Jackson
City Solicitor

DATE: October 14, 1980

RE: Kingston Artists' Association Inc.
Lease at 19 Queen Street

The Kingston Artists' Association leased 1,600 square feet on the second floor at 19 Queen Street from the City of Kingston by a lease effective March 15, 1979, and expired on May 1st, 1980. The Artists' Association have remained in the premises as an over-holding tenant on a month to month basis following expiration of their lease.

I have now received the enclosed letter asking that a new lease be entered into for a three year period at the same rate they paid previously, being $300.00 per month. Our rental agent, Mr. Lamb, has concurred in the granting of a new lease. He originally expressed some concern that the Lessor, who's obligation it was to provide electrical energy, might require a set-off for increased consumption, but on checking further into the matter, it was found that the consumption of electricity by our tenant was not unreasonable. It is recognized that the rent at $300.00 a month is less than market value, but this was purposely done by City Council because of the particular nature of the tenant and its cultural activity. The tenant was directly responsible for taxes, water rates and heating so that there would be no need to increase the rent on account of any increases in these utilities.

I am, therefore, forwarding to you Mr. McGlashan's letter and his request that the lease be renewed by City Council.

NCJ/nr
Encl.

Norman C. Jackson
City Solicitor

KINGSTON ARTISTS' ASSOCIATION INC.

October 2 1980

Mr. Norman Jackson
City Solicitor
Kingston City Hall
216 Ontario St.
Kingston Ont.

Dear Mr. Jackson,

The Kingston Artists Association would like to renue the lease of 21A Queen St., property of the City of Kingston. I have recieved a letter from Mr. Lamb, dated February 15 1980 of which a copy was forwarded to your office, Stating no objection to the extension of the lease.

Presently we are on a year to year lease. It may be a con vience for both of us to extend this into a three year lease which would also correspond to the lease period of the Vaults Restaurant next door.

Therefore the lease would cover May 1980 to May 1983 at a rate of $300.00 per month.

We have acknowledged in our correspondence and printed materials the City's support in the form of a rent subsidy. We appriciate this support and continue to need such assistance with future community programms.

I look forward to hearing from you.

Sincerely,

Paul McGlashan

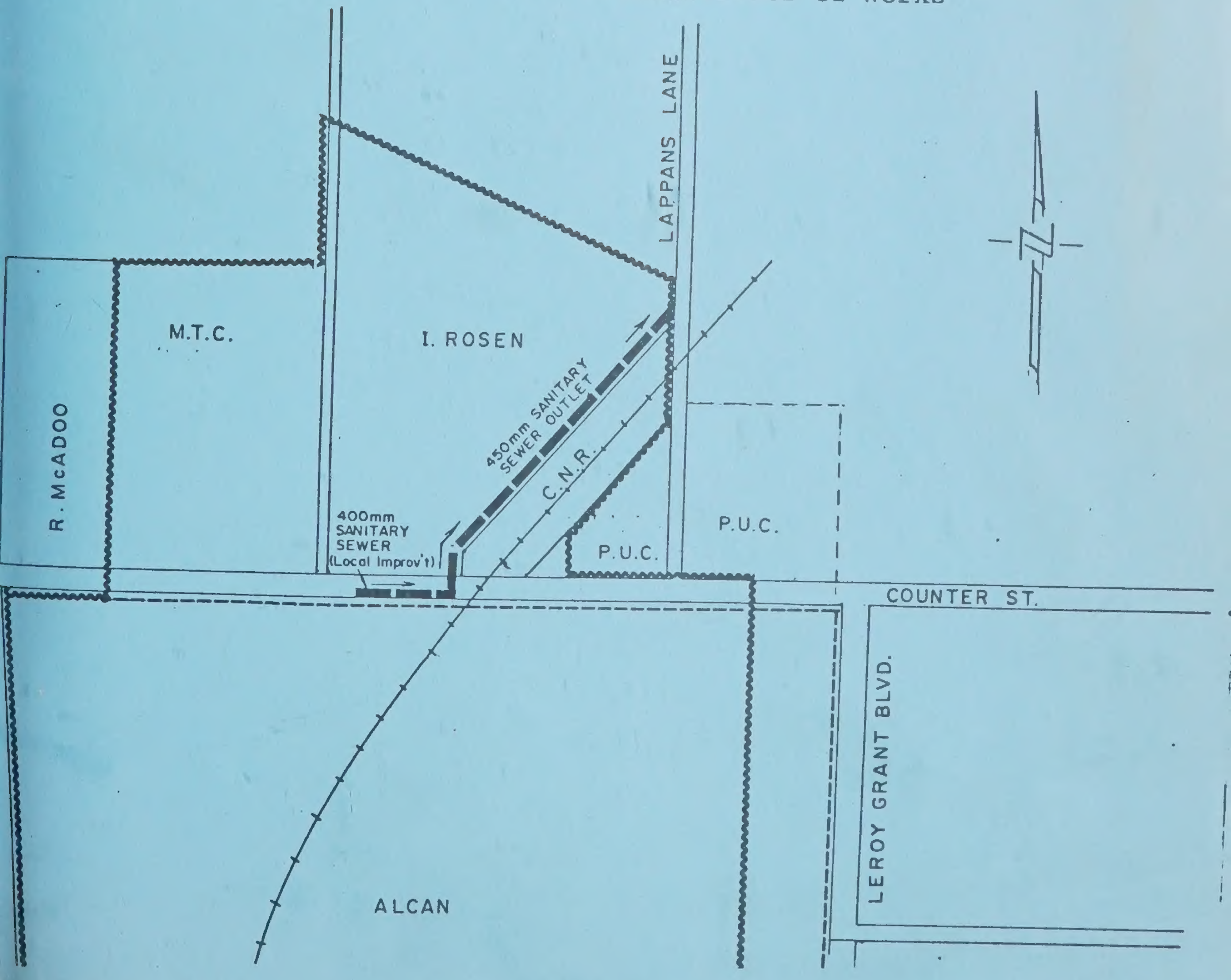
21A QUEEN STREET, KINGSTON, ONTARIO K7K 1A1
PHONE: (613) 548-4883 or 542-9377

Schedule "D" to Report No. 92
(Page 1)

Memo to	Mr. R.J.Hamilton, Chief Administrative Officer
Date	October 16, 1980
Subject	Release of holdback Contract 80/8W
Origin	Public Works Department - Sewers, Counter St and easement - Gordon Barr Ltd
Analysis	The work has been satisfactorily completed without deficiencies and it is in order to release the holdback.
Existing Policy	Council approves release of holdbacks.
Financial	The 15% holdback amounts to $8,209.13.
Recommendation	That the release of holdback on or after October 21, 1980 to the Contractor, Gordon Barr Ltd., in the amount of $8,209.13, be authorized, the work having been satisfactorily completed without deficiencies.

DG/gg

D.Graham, P.Eng
Commissioner of Works


LAPPANS LANE
M.T.C.
I. ROSEN
450mm SANITARY SEWER OUTLET
C.N.R.
R. McADOO
400mm SANITARY SEWER (Local Improv't)
P.U.C.
P.U.C.
COUNTER ST.
LEROY GRANT BLVD.
ALCAN

Schedule "E" to Report No. 92
(Page 1)

REPORT

TO: R. J. Hamilton,
Chief Administrative Officer

FROM: K. G. Linseman, Administrator
Traffic, Streets and Parking

DATE: October 17, 1980

SUBJECT: TEMPORARY STREET CLOSING - King Street between Lower Union Street and Lower University Avenue

---

ORIGIN: Request from the Remembrance Day Committee to temporarily close King Street between Lower Union Street and Lower University

ANALYSIS:

1) It is proposed to conduct a Remembrance Day service at the Cross of Sacrifice, parade and reviewing stand commencing at 10:30 a.m., with completion at approximately 11:30 a.m. on Tuesday, November 11, 1980.

2) This is an annual ceremony conducted on Remembrance Day.

RECOMMENDATION: That a by-law be presented to Council to temporarily close King Street between Lower Union Street and Lower University Avenue on Tuesday, November 11, 1980, from 10:30 a.m. to 11:30 a.m., for community purposes in order to permit the Remembrance Day Committee to conduct a Remembrance Day service.

K G Linseman

K. G. Linseman, M.Sc., P. Eng.
Administrator

/c

Schedule "F" to Report No. 92
(Page 1)

REPORT

TO: R. J. Hamilton,
Chief Administrative Officer

FROM: K. G. Linseman, Administrator
Traffic, Streets and Parking

DATE: October 17, 1980

SUBJECT: 1981/82 PROPOSED CONNECTING LINK CONSTRUCTION PROGRAM

ORIGIN: Request from the Ministry of Transportation and Communications

ANALYSIS:

1) The attached Schedule "A" outlines the proposed connecting link program for 1981 and 1982 in order of priority.

2) Ontario Municipal Board approval has already been obtained for the Queen Street, Bagot Street to Barrie Street, project. The other projects have been included in the Five Year Capital Budget.

3) The Queen Street widening project will complete the four lane program on Queen Street, between Ontario Street and Division Street, and will enable the City to convert Queen Street to a four lane two-directional street in June, 1982 after the intersection modification at Division Street.

FINANCIAL CONSIDERATION: The estimates shown on the attached Schedule "A" are total costs, and the City would receive 75% subsidy from the Province as a connecting link project.

RECOMMENDATION: That the 1981/82 proposed connecting link construction program as outlined in the attached Schedule "A", be approved.

K. G. Linseman

K. G. Linseman, M.Sc., P. Eng.
Administrator

KGL/c

Attachment

October 20, 1980
Schedule "F" to Report No. 92
(Page 2)

PROPOSED CONNECTING LINK PROGRAM - 1981/82

Schedule "A"

1981

	LOCATION	TYPE OF CONSTRUCTION		DESIGN COMPLETED	LAND ACQUISITION	EST. DATE OF AWARD
1.	Queen Street, Bagot Street to Barrie Street	Widening and Reconstruction with storm sewers	$540,000.	Completed	None	July, 1981
2.	Division Street, south leg of 401 entrance to quarry entrance	Widening and intersection improvement	$350,000.	May, 1981	Yes	September, 1981
			1982			
1.	Queen Street and Division Street	Intersection Improvement	$ 80,000.	September, 1981	None	May, 1982
	Counter Street, Division Street to Sir John A. Macdonald Boulevard	Widening with storm sewer and curb and gutter	$500,000.	September, 1981	None	May, 1982
3	Sir John A. Macdonald Boulevard, Princess Street to Counter Street	Add two (2) lanes	$200,000.	October, 1981	None	May, 1982

COMMITTEE OF THE WHOLE (Cont'd)

MOTION

The following motion was referred by Council on October 14th to this meeting of the Committee of the Whole.

(1) Moved by Ald. Timmins,
Seconded by Ald. Webb,

That the recent policy adopted regarding freedom of access to information be reviewed within six months.

(B) That Council rise from the Committee of the Whole and the Chairman report.

COUNCIL

REPORT OF THE COMMITTEE OF THE WHOLE

(C) That the Report of the Committee of the Whole be adopted, approved and confirmed.

MOTIONS

NOTICES OF MOTION

BY-LAWS

(A) That By-Laws 1 and 2 be given their First & Second Readings.

(B) That By-Laws 2 to 7 be given their Third Reading.

* * *

(1). A By-Law to Temporarily Close King Street between Lower Union Street and Lower University Avenue on Tuesday, November 11, 1980 from 10:30 a.m. to 11:30 a.m. for community purposes.

FIRST & SECOND READING
Clause 6, Report No. 92, 1980 Proposed No. 80-233

(2) A By-Law to Confirm the Proceedings of Council at its Meeting Held on October 20, 1980.

THREE READINGS
City Council Meeting No. 52, 1980 Proposed No. 80-234

BYLAWS (Cont'd)

(3) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of The City of Kingston" (Rezone 0.53 ha of Land at South-West Corner of Hickson Avenue and Harvey Street from M6 Industrial to M7 Industrial).

THIRD READING
Clause 1, Report No. 88, 1980 PROPOSED NO. 80-226

(4) A By-Law to Amend By-Law No. 8820, "A By-Law to Provide for Land for Parks Purposes, Pursuant to Section 35a of The Planning Act" (Amend Section 1).

THIRD READING
Clause 2, Report No. 88, 1980 PROPOSED NO. 80-227

(5) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act" (Clause 11, Report No. 89).

THIRD READING
Clause 11, Report No. 89, 1980 PROPOSED NO. 80-229

(6) A By-Law to Temporarily Close Portions of Princess Street and Ontario Street on Saturday, November 15, 1980, from 10:00 a.m. to 12:30 p.m. for Community Purposes.

THIRD READING
Clause 12, Report No. 89, 1980 PROPOSED NO. 80-230

(7) A By-Law to Fix the Price at Which the Stopped Up Portion of Davidson Street, West of Pembroke Street, is to be sold.

THIRD READING
Motion (1), Page 1297, City Council Meeting No. 37, Clause 2, Report No. 77, 1980 and Clause 16, Report No. 89, 1980 PROPOSED NO. 80-231

UNFINISHED BUSINESS

ADJOURNMENT

CITY COUNCIL MEETING NO. 52

The Regular Meeting of City Council was held on Monday, October 20, 1980 commencing with an In Camera session of the Committee of the Whole from 7:12 p.m. to 7:55 p.m. in the Loyalist Room, City Hall, and continued in the Council Chamber at 8:00 p.m. His Worship Acting Mayor Ald. Gerretsen presided.

(Loyalist Room)

ROLL CALL

Acting Mayor Ald. Gerretsen, Ald. Bishop, Ald. Clark, Ald. Clements, Ald. Gorham, Ald. Hawkins, Ald. Knapp (arrived at 7:25 p.m.), Ald. Lampropoulos, Ald. Matthews, Ald. McArthur, Ald. Miller (arrived at 7:15 p.m.), Ald. Tarnowecky (arrived at 7:28 p.m.), Ald. Timmins (13)

ADMINISTRATIVE STAFF PRESENT

Mr. R.J. Hamilton, Chief Administrative Officer;
Mr. D. Fluhrer, Commissioner of Parks & Recreation;
Mr. K. Cowdy, Fire Chief;
r. N. Jackson, City Solicitor;
Dr. S. Fyfe, City Representative, Cataraqui Region Conservation Authority;
r. B. Cousens, City Treasurer;
r. M.C. Healy, City Clerk;
r. K. Ready, Director of Personnel.

NOV 19 1980

OMMITTEE OF THE WHOLE IN CAMERA

A) Moved by Ald. Bishop,
Seconded by Ald. Clark,

That Council resolve itself into the Committee of the Whole In Camera to consider the following items:

(1) Land Acquisition - John L. Smith - Little Cataraqui Creek Area - South of Princess Street.

(2) Land Sale - Champlain Park Property.

(3) Employees - Fire Department.

CARRIED

Council Chamber)

LL CALL

ting Mayor Ald. Gerretsen, Ald. Bishop, Ald. Clark, Ald. Clements, Ald. Gorham, d. Hawkins, Ald. Knapp, Ald. Lampropoulos, Ald. Matthews, Ald. McArthur, d. Miller, Ald. Tarnowecky, Ald. Timmins, Ald. Webb (14)

MINISTRATIVE STAFF PRESENT

. R.J. Hamilton, Chief Administrative Officer;
. M.C. Healy, City Clerk;
. B.G. Cousens, City Treasurer;
. S. Routbard, Administrator of Social Services;
s. S. Cameron, Administrative Assistant, Social Services;
N. Jackson, City Solicitor;
K. Linseman, Administrator of Traffic & Streets.

(B) Moved by Ald. Clements,
Seconded by Ald. Gorham,

That Council rise from the Committee of the Whole In Camera and the Cha report.

CARRIED

REPORT OF THE COMMITTEE OF THE WHOLE IN CAMERA

The Chairman reported that the following motion was passed in the Committee the Whole In Camera:

(1) Moved by Ald. McArthur,
Seconded by Ald. Tarnowecky,

WHEREAS Deputy Chief Con Sharman suffered a reported heart attack on September 17, 1980 which has now been confirmed by the doctor for the Fire Department;

AND WHEREAS, based on the doctor's report, Deputy Sharman has not returned to work and will not likely return to work for several more months and possibly not at all in view of his approaching retirement in 1981;

AND WHEREAS the work of the Fire Department requires a Deputy to assist the Chief, in particular when the Chief is absent from time to time;

AND WHEREAS it is now recommended by the Chief of the Fire Department that Assistant Deputy Peter L. Rapley be appointed as Acting Deputy until either Deputy Sharman returns to work or retires. (Peter L. Rapl is scheduled to retire at the same time as Deputy Sharman, at which tim a full, open competition will be undertaken for the full-time position Deputy);

THEREFORE NOW BE IT RESOLVED that Peter L. Rapley be appointed by the Council of the City of Kingston as Acting Deputy of the Fire Department until such time as Deputy Sharman returns from his illness or retires, whichever occurs first, at a salary of $26,100.00;

IT BEING UNDERSTOOD that following the settlement with the firefighters association regarding salaries for 1980 the differential between Assist Deputy Chief Rapley's present salary and the established salary in this motion for Acting Deputy Chief be maintained.

CARRIED

(C) Moved by Ald. Gorham,
Seconded by Ald. Hawkins,

That the Report of the Committee of the Whole In Camera be adopted, app and confirmed.

CARRIED

MINUTES

Moved by Ald. Knapp,
Seconded by Ald. Lampropoulos,

That the Minutes of Special Meeting No. 49 of City Council held on Tuesday, September 23, 1980 and the Minutes of Meeting No. 50 of City Council held on Monday, October 6, 1980 be confirmed.

CARRIED

PETITIONS

(1) From 23 residents living within a 1-2 block distance of Hillside Park, requesting Council to support the acquisition and immediate removal of the legal, non-conforming business known as "The Bargain Barn" immediately and that better policing of the park be done by City Police.

REFERRED TO THE COMMITTEE OF THE WHOLE IN CAMERA - OCTOBER 27, 1980

(2) From 27 employees of the Parks Department expressing their complete satisfaction with the lunch room at Rodden Park.

REFERRED TO THE CHIEF ADMINISTRATIVE OFFICER

TABLING OF DOCUMENTS

(1) Copy of a Position Paper by the Ministry of Intergovernmental Affairs entitled, "A New Process for Resolving Municipal Boundary and Related Disputes".

(2) Copy of an issue from the Ministry of Energy (Vol. #1) entitled "The Municipal Energy Conservation Program".

COMMUNICATIONS

Council consented to the addition of Communication Nos. 666 and 667.

hich had been Referred to the Planning Board

659) From the Cataraqui Region Conservation Authority advising that they have previously granted a land fill permit to Irving Rosen (In Trust), re Lot 22, Concession III, City of Kingston (Kimco Steel, 325 Counter Street).

This permit expires on December 31, 1980 but the applicant has requested that it be renewed for the 1981 calendar year.

If the City has not submitted any comments to the Conservation Authority by November 10, 1980, it will be assumed that it does not have any.

ile No. 3-16

Filed

60) From the Ministry of Housing forwarding a cheque for $52,647.14 which represents the 2nd advance of the City of Kingston's 1980-81 per capita provincial grant under the Ontario Home Renewal Program.

le No. 8-3.18

COMMUNICATIONS (Cont'd)

Filed

(661) Notice of Hearing from the O.M.B. in the matter of Section 42 of The
Planning Act (R.S.O. 1970, c. 349) as amended and in the matter of ar
appeal by Hasan Hocaoglu from a decision of the Committee of Adjustme
of the City of Kingston dated July 25, 1980 whereby the Committee dis
missed his application numbered A 38/80 for a variance from the prov
of By-law 8499 of the City of Kingston, for permission to maintain ar
existing multiple dwelling on a parcel of land, providing a rear yarc
back of 16.4 feet in lieu of 19.3 feet, and to permit the severance c
parcel of land having a lot area of 3616 square feet, whereas the sa
law requires a minimum lot area of 4000 square feet; the lands in que
being composed of part of Lots 85 and 86, Plan A8.

The date set for the above hearing is Thursday, November 13, 1980 at
in City Hall.

File No. 3-12

(662) Notice of Hearing from the O.M.B. in the matter of Section 42 of The
Act (R.S.O. 1970, c. 349) as amended and in the matter of an appeal
Hasan Hocaglu from a decision of the Committee of Adjustment of the
Kingston dated July 25, 1980 whereby the Committee dismissed his app
numbered B 24/80 for consent to the conveyance, mortgage, or charge
agreement for the sale and purchase of a parcel of land having a wid
56.5 feet and a depth of 64 feet, the lands in question being compos
part of Lots 85 and 86, Plan A 8, in the City of Kingston.

The date set for the above hearing is Thursday, November 13, 1980 at
in City Hall.

File No. 3-12

(663) From the Whig-Standard thanking the City for waiving the rental fee
Memorial Hall on October 5th for the Tea that was held for Terry Fox

Owing to the co-operation of the Parks and Recreation Department and
special donation of change contributed by City Hall employees ($20.1
the fund has reached $746.00, all of which has been turned over to tl
Canadian Cancer Society.

File No. 3-7.10

Referred to the Chief Administrative Officer

(664) From the Ministry of Intergovernmental Affairs urging all municipalit
to appraise their systems of budgetary control to ensure that they ar
adequate.

The Ministry, for its part, is taking steps to help improve the situa
over the longer term. The Local Government Division is actively work
with the co-operation of municipal treasurers and municipal auditors
developing measures to improve municipal financial management. A
standard accounting system for the smaller municipalities, with assoc
budgetary control features, will be completed later this year.

The Ministry also advises that it is working with a large city and it
consultants in the development of its management systems, with anothe
city in performance measurement development, and with a third municip
in appraising its zero-base budgeting experience. It is the Ministry
intention to prepare case studies on all these for distribution acros
Ontario.

File No. 2-3

COMMUNICATIONS (Cont'd)

Referred to the Committee of the Whole

(665) From Queen's University to the Benefactors of Queen's University (i.e. those who have given at least $100. to the University) notifying that the City is eligible this year to nominate two members of the Board of Trustees, one for a 4 year term and one for a 3 year term, as follows:

(a) Under the Act of 1912 (General)- One Trustee to serve until April 30, 1985, in succession to Mr. T.D. French, Kingston, Ontario.

(Mr. French is eligible for re-election)

(b) Under the Act of 1916 - One Trustee to serve until April 30, 1984, in succession to Mr. G.C. Gray, Toronto, Ontario.

(Mr. Gray is eligible for re-election)

File No. 18-1.1

Referred to the Planning Board

(666) From Homestead Land Holdings Limited concerning their offer of a parcel of land to the City for park purposes in connection with their building permit application (89 Unit Apartment, north side, Ontario Street).

Since Homestead's building permit is still being withheld, they have advised that the offer will remain open for acceptance until Tuesday, October 28th and will terminate on that date.

(Note: Copies have been distributed to all members of Council).

File No. 25-2.16-4

Filed

(667) From Westburne Central Supply Limited thanking the City for the manner in which it helped them obtain their building permit and zone change.

The expansion of Westburne's building will be completed by December, thus enabling them to give better service to the City of Kingston's Plumbing, Heating and Electrical trades.

File No. 25-2

COMMITTEE OF THE WHOLE

(A) Moved by Ald. Matthews,
Seconded by Ald. McArthur,

That Council resolve itself into the Committee of the Whole to receive reports and a motion.

CARRIED

(B) Moved by Ald. Timmins,
Seconded by Ald. Webb,

That Council rise from the Committee of the Whole and the Chairman repo

CARRIED

REPORT OF THE COMMITTEE OF THE WHOLE

The Chairman reported that the following reports and motion were considered the Committee of the Whole:

REPORTS

Report No. 91 - Day Care Centres and Nursery Schools Committee

Ald. Hawkins presented Report No. 91 of the Committee on Day Care Centres an Nursery Schools .

Moved by Ald. Hawkins,
Seconded by Ald. Miller,

That Report No. 91 of the Committee on Day Care Centres and Nursery Schools b received and adopted, clause by clause.

REPORT NO. 91

October 16th, 1980.

To the Mayor and Aldermen:

The Committee on Day Care Centres and Nursery Schools in Kingston reports and recommends as follows:

1. That an on-going Advisory Committee be established in order to,

   a) provide an informed link between City Council and the day nurseries group;
   b) review requests for funding from new centres; and
   c) review budget submissions of day nurseries, prior to consideration by Council;

   And that the Advisory Committee be comprised of,

   a) one representative of Day Care Centres;
   b) one representative of Nursery Schools;
   c) two representatives of Council and one alternate;
   d) one representative from the Early Childhood Education Program at St. Lawrence College;
   e) Assistant to the Social Services Administrator.

CARRIED AS AMENDED
(See following motion of amendm

REPORTS (Cont'd)

Report No. 91 - Day Care Centres and Nursery Schools Committee

1. (Cont'd)

Moved by Ald. Tarnowecky,
Seconded by Ald. Hawkins,

That Clause 1 (Representation on the Advisory Committee) be amended to delete the words "one representative of Council" and substitute therefor the words "two representatives of Council and one alternate".

CARRIED

2. That the Advisory Committee meet at least once a year with full and complete representation from all day nurseries receiving subsidy.

CARRIED

3. That the present transportation system for day nurseries continue and be reviewed annually by the Advisory Committee.

CARRIED

4. That the Social Services Department continue to monitor and audit requests for subsidy from families.

CARRIED

5. That the purchase of day nursery services be continued in order to retain flexibility of location, and that no new municipally operated centres be established at this time.

CARRIED

Ald. Lampropoulos declared a conflict of interest in Clauses 6 and 7 since he is an employee of the Frontenac County Board of Education.

6. That it be recommended to Frontenac County Board of Education and Frontenac County Separate School Board that they continue to co-operate and meet with day nursery representatives to receive evaluation and progress reports of children coming into the school system.

CARRIED
Ald. Lampropoulos abstained from voting

Ald. Tarnowecky withdrew at 8:20 p.m.

REPORTS (Cont'd)

Report No. 91 - Day Care Centres and Nursery Schools Committee

7. That the Frontenac County Board of Education be commended for its privately operated centres in Q.E.C.V.I. and L.C.V.I. for parents attending school, and that both Boards of Education be encouraged to expand similar programs into other schools, where necessary.

CARRIED

Ald. Lampropoulos abstained from votin

Ald. Clark withdrew at 8:25 p.m. and returned at 8:26 p.m.
Ald. Tarnowecky returned at 8:26 p.m.
Ald. Clements withdrew at 8:27 p.m.

8. That groups or individuals considering the establishment of new day nurseries with subsidy funding be urged to consult with the Social Services Department prior to doing so.

CARRIED

9. That access to day nurseries be made possible to children requiring this service, as supported by reports from doctors, Children's Aid Society, or other suitable referring agencies.

CARRIED

Ald. Lampropoulos declared a conflict of interest in Clause 10 since he is an employee of the Frontenac County Board of Education.

10. That both Boards of Education be requested to consider lunch programs and before and after school supervision for children of working parents.

CARRIED

Ald. Lampropoulos abstained from votin

REPORTS (Cont'd)

Report No. 91 - Day Care Centres & Nursery Schools

11. That the Ministry of Community and Social Services be requested to review its policy which does not permit transfer of subsidy funds from one day nursery to another, as it is felt that the welfare of children would be better served if subsidy could be transferred when a child is moved from one area to another.

(Note: The findings of the Committee are attached hereto as Schedule "A")

CARRIED

Respectfully submitted,

Ald. J. Hawkins, Chairman
Ald. L. Miller
Ald. K. Matthews

Schedule "A" to Report No. 91
(Page 1)

COMMITTEE ON DAY CARE CENTRES
AND NURSERY SCHOOLS IN KINGSTON

COUNCIL RESOLUTION

At a meeting of City Council held on April 8th, 1980, the followi resolution was passed:

> "That an ad hoc committee be established, being comprised of:
>
> 1) Assistant to the Social Services Administrator,
> 2) Local representative of the Ministry of Community and Social Services (Children's Services Division),
> 3) Three elected members of Council, to review the present facilities, policies, needs and criteria of all day care centres and nursery schools in Kingston,
> 4) That there be one representative from the Frontenac County Board of Education,
> 5) That there be one representative from the Frontenac, Lennox and Addington County Roman Catholic Separate School Board,
> 6) One representative from the Association of Early Childhood Education,
>
> And that the Committee report back to Council by October 1st, 1980".

COMMITTEE MEMBERSHIP

Alderman J. Hawkins, Chairman
Alderman L. Miller,
Alderman K. Matthews,
Ms. Susan Cameron, Social Services Department,
Ms. K. Colwell, Early Childhood Education, St. Lawrence College,
Mr. G. Ferguson, Frontenac County Board of Education,
Mr. W. Hamilton, Separate School Board of Education,
Ms. P. Tretina, Ministry of Community and Social Services.

PERSONS INTERVIEWED

May 13th	- Mrs. Alice McIlroy, Kindergarten teacher at Rideau Heights Public School
June 3rd	- Mr. Rick Williams, Planning Officer for the Ministry of Community and Social Services,
Sept. 16th	- Mrs. Nora Poston, Chairman, Resource Committee on Day Nurseries Receiving Subsidy.

MEETINGS

The Committee met a total of eight times.

Schedule "A" to Report No. 91
(Page 2)

DEFINITIONS

Day Nursery

The generic term used to define a premises that receives more than five children who are not of common parentage, primarily for the purpose of providing temporary care and guidance, for a continuous period not exceeding 24 hours, where the children are under 18 years of age in the case of a day nursery for children with a developmental handicap, and under ten years of age in all other cases or under twelve years in special circumstances.

The term "Day Nursery" includes both Day Care Centres and Nursery Schools.

Nursery School

A day nursery that enrolls children from 30 months through five years of age, for a half-day on more than one day in a week and for more than eight consecutive weeks at a time.

Day Care Centre

A day nursery that enrolls children under ten years of age for a full eight-hour day on more than one day a week and for more than eight consecutive weeks at a time, but itself may be open for more than eight hours a day.

Private Home Day Care

Temporary care, under the supervision of a private-home day care agency, for reward or compensation, for a period not exceeding 24 hours, of five or fewer children under ten years of age in a private residence other than the home of a parent or guardian of any of the children.

PURCHASE OF SERVICE AGREEMENT

A purchase of service agreement is a legal contract between the City of Kingston (in particular, the Social Services Department) and a privately operated social services agency in the community.

The municipality is not involved in the administration of those agencies. Basically, the municipality determines what services it is unable to provide internally and looks outside for privately operated agencies to fill the gap.

The normal procedure for the establishment of a purchase of service agreement is that the private agency makes application to the municipality for a contract. The agency presents a unit cost for service to be provided, based on its budgetary expectations, and requests maximum ceiling to be paid within a fiscal year.

The municipality determines whether it wishes to purchase service from a particular agency. It determines the legitimacy of the unit cost (or per diem rate) and sets the ceiling for purchase of service for a fiscal year.

Once a contract is signed, the Social Services Department completes means testing on all families requesting subsidized day care or nursery school services. Eligibility for subsidy is reviewed a minimum of annually and more frequently as the family circumstances change.

PURCHASE OF SERVICE AGREEMENT (continued)

The agency providing the service is advised of each family's eligibility or lack of eligibility for subsidy.

At the end of each business month, the agency submits a statement to the Social Services Department, including only the names of families for whom the City has shown eligibility for subsidy. After approval by the Social Services Department, the payment of account is completed by the City Treasury Department. This procedure is followed until a maximum ceiling has been reached.

GRANTS

By comparison to a purchase of service agreement, a grant does not entail the individual means testing of families.

A lump sum contribution is made to an agency requesting a grant from the municipality. Grant allocations are determined by City Council and paid from "Finance Grants", not from the Social Services Department budget.

COMPARISON: MUNICIPALLY OPERATED CENTRES VS PURCHASE OF SERVICE FROM PRIVATELY OPERATED CENTRES

Purchase of service agreements allow a municipality to choose where it wants to spend its money to provide a particular service and how much it wants to pay for that service.

Once a municipality has committed itself to a capital investment in the form of a day care centre, it is also committed to its operational costs. In the instance of the municipally operated Oakwood Day Care Centre, the unit costs are competitive with the costs of purchasing service from privately operated day care centres. However, unit costs at this time in the municipally operated Depot Centre are significantly higher than those in privately operated centres. With the recent reassessment and resulting increased in licensed positions in Depot, it is anticipated that the unit cost will decrease and become competitive.

REFERRING AGENCIES

The primary referring agent is the parent. Other referring agencies could take the form of reports from doctors, Public Health representatives, Children's Aid Society or, possibly, the Police.

NUMBER OF SUBSIDIZED CHILDREN

During the month of September 1980, the City of Kingston subsidized 118 children in day care, of which 71 attended municipally operated centres. In addition, a total of 52 children were subsidized in nursery schools.

AFTER SCHOOL CARE

After school care is available in the R. H. Hay Centre. Most parents pay the fee themselves, since it is less costly than other forms of day care. Because of the limited funds available for subsidy, full day care is given a much higher priority than after school day care.

Schedule "A" to Report No. 91
(Page 4)

VOLUNTEER ASSISTANCE

Most centres make use of volunteer assistance whenever possible. Such assistance is, however, difficult to obtain and tends to be undependable. Volunteers are untrained and cannot be counted as staff. Certain Provincial standards must be maintained by fully trained, qualified staff.

TRANSPORTATION

A bus provides transportation to R. H. Hay Day Care Centre and Helen Tufts Nursery School. There is no transportation to and from Oakwood and Depot Centres.

VACANT SCHOOL SPACE

There is a limited amount of vacant school space available in the City. Q.E.C.V.I. and L.C.V.I. provide day nurseries for children of parents attending school. There is no established policy by the Board of Education to permit the operation of day nurseries in vacant school space.

REPORTS (Cont'd)

Report No. 92 - Chief Administrative Officer

Moved by Ald. Miller,
Seconded by Ald. Tarnowecky,

That Report No. 92 of the Chief Administrative Officer be received and adopte
clause by clause.

REPORT NO. 92

October 20, 1980

To the Mayor and Members of Council:

The Chief Administrative Officer reports and recommends as follows:

1. That, pursuant to Section 636(a) of the Municipal Act R.S.O. 1970, Chap. 284 the applications of persons and firms listed in the attached Schedule "A" in the amount of $6,856.15 for cancellation, reduction, or refund of taxes be approved.

   (Note: Copy of Report of the City Treasurer is attached as Schedule "A", 2 pages).

   CARRIED

Ald. Clements returned at 8:30 p.m.

2. That the City's property at 106 Rideau Street,(being Part of Lot 269, Origin Survey), is hereby authorized to be sold to Mr. H. Robert Sheppard "In Trus the sum of $13,500.00 on the understanding that the owner will, at his expen demolish all the rear buildings, leaving only the "front building" to be eit converted to two apartments or to a single dwelling house in accordance with the City's by-laws.

   - and -

   That no action be taken to sell any of the property at 106 Rideau Street to Frontenac Historic Foundation.

   (Note: Copy of Report of Chief Administrative Officer is attached as Schedule "B", 5 pages).

   DEFERRED TO THE NOVEMBER 3rd MEETING OF COUNCIL
   See following motion to defer

Moved by Ald. Clark,
Seconded by Ald. Knapp,

That Clause 2 be deferred to the November 3rd meeting of council and that rep be requested from the Frontenac Historic Foundation, the Local Architectural servation Advisory Committee, the Parks & Recreation Department and a report costs of demolition.

CARRIED

REPORTS (Cont'd)

Report No. 92 - Chief Administrative Officer

3. That the lease of 1,600 square feet of the second floor of the City's property at 19 Queen Street, known as 21A Queen Street, is hereby authorized to be leased to Kingston Artists Association Inc. at the rate of $300.00 per month for a three year period from May 1, 1980 to April 30, 1983, with the Association to continue to be responsible for taxes, water rates and heating.

- and -

That the Mayor and City Clerk are hereby authorized to execute the necessary lease agreement.

(Note: Copy of Report of Chief Administrative Officer is attached as Schedule "C", 3 pages).

DEFERRED TO THE OCTOBER 27th MEETING OF COUNCIL
See following motion to defer

Moved by Ald. Gorham,
Seconded by Ald. Timmins,

That Clause 3 be deferred until the meeting of October 27th and that information be obtained on comparable leases and other charges made with respect to City owned property at the J.K. Tett Recreativity Centre, information with respect to escalation clauses and how they have operated over the last two or three years, information on rental charges per square foot and information regarding comparable rentals for second floor space in older buildings.

CARRIED

. That the release of holdback on Contract 80-8W, on or after October 21, 1980 to the contractor, Gordon Barr Ltd. in the amount of $8,209.13 is hereby authorized, the work having been completed satisfactorily without deficiencies.

(Note: Copy of Report of Commissioner of Works is attached as Schedule "D", 1 page).

CARRIED

REPORTS (Cont'd)

Report No. 92 - Chief Administrative Officer

5. That the Regular City Council Meeting scheduled to be held on Monday, November 10, 1980 (Election Day) is hereby CANCELLED and that the Council Meeting scheduled to be held on Monday, November 3, 1980, also be cancelle if necessary, at the discretion of the Chief Administrative Officer and th Mayor or Acting Mayor.

CARRIED AS AMENDED
See following motion of amen

Moved by Ald. Hawkins,
Seconded by Ald. Tarnowecky,

That Clause 5 be amended by adding the following:

"and that the Council Meeting scheduled to be held on Monday, November 3, 1980 also be cancelled, if necessary, at the discretion of the Chief Administrative Officer and the Mayor or Acting Mayor".

CARRIED

(Note: The meeting of Council following that of October 27th would then be held on November 17th)

6. That a by-law be presented to Council to temporarily close King Street between Lower Union Street and Lower University Avenue on Tuesday, November 11, 1980, from 10:30 a.m. to 11:30 a.m., for community purposes in order to permit the Remembrance Day Committee to conduct a Remembrance Day service.

(Note: Copy of Report of the Traffic, Streets & Parking Administrator is attached as Schedule "E", 1 page).

See By-Law 1: No. 80-233

CARRIED

REPORTS (Cont'd)

Report No. 92 - Chief Administrative Officer

7. That the 1981/82 proposed connecting link construction program as outlined on Page 2 of the attached Schedule "F" be approved and that a public meeting be held with respect to the proposed widening of Sir John A. Macdonald Boulevard, between Princess Street and Counter Street, when the design has been completed and if and when the Province of Ontario approves construction of this connecting link.

CARRIED AS AMENDED
See following motion of amendment

Moved by Ald. Lampropoulos,
Seconded by Ald. Timmins,

That Clause 7 be amended by adding the following thereto:

"and that a public meeting be held with respect to the proposed widening of Sir John A. Macdonald Boulevard, between Princess Street and Counter Street, when the design has been completed and if and when the Province of Ontario approves construction of this connecting link."

CARRIED
Ald. Tarnowecky opposed

(Note: Copy of Report of Traffic, Streets & Parking Administrator is attached as Schedule "F", 2 pages)

Respectfully submitted,

R.J. Hamilton,
Chief Administrative Officer

Schedule "A" to Report No. 92
(Page 1)

OCT

TO: R.J. Hamilton,
Chief Administrative Officer

FROM: B. G. Cousens,
City Treasurer

DATE: October 10, 1980

SUBJECT: Refund or cancellation of taxes pursuant to Section 636(a) of the Municipal Act R.S.O. 1970, Chap. 284, file 20.2

ORIGIN: Application by owner of property, or owner of business, in case of business tax.

ANALYSIS: Section 636(a) of the Municipal Act gives City Council the authority to write off taxes for the following reasons:

Property has become exempt.
Building was razed by fire or demolished.
Overcharged due to error.
Liable for business tax, but has not carried on business for the entire year.

ALTERNATIVE: If City Council does not grant the refund or cancellation of taxes, the applicant is entitled to a hearing by City Council, and if not satisfied, may appeal to the Assessment Review Court, County Judge and Ontario Municipal Board.

FINANCIAL CONSIDERATION: On these write-offs, that portion of the tax that is applicabl to the school boards, is charged back to the school board. Provision for these refunds or cancellations has been made in the budget. Those businesses who have discontinued, and relocated in another area of the city are assessed by the Regional Assessment Office and are processed through the Tax Department and billed for taxes at the new location. Also any business that moves into an existing or new location are also taxed for that part of the year that they are liable for the tax. All applications for refund or cancellation of taxes are referred to the Regional Assessment Office for approval and follow-up prior to being presented to Council.

RECOMMENDATION: That pursuant to Section 636(a) of the Municipal Act R.S.O. 1970, Chap. 284, the applications of persons and firms listed in the attached Schedule "A" in the amount of $6,856.15 for cancellation, reduction, or refund of taxes be approved.

B. G. Cousens
City Treasurer

Schedule "A" to Report No. 92
(Page 2)

ROLL NUMBER	NAME OF OWNER/TENANT	ADDRESS APPEALED	REASON	MOS.	R C B	GENERAL	GARB.	PUBLIC SCHOOL	SEPART. SCHOOL	SECOND. SCHOOL	D.T. LEVY	PENALTY	CANCELLATIONS PUBLIC	CANCELLATIONS SEPARATE	REFUNDS PUBLIC	REFUNDS SEPARATE
010 120 08900 0010 001K	Jose Orti	273 King St.,E.	Ceased Business	12	B	87.07		47.19		35.27						
010 120 08900 0060 001G	John Harris	273 King St., E.	Moved	5	B	60.89		33.00		24.67		10.60	180.13			
010 130 00200 0050 001B	Peace Bridge Brokerage	162 Wellington	Moved	8	B	111.48		60.42		45.18	15.04				118.56	
010 130 06600 0010 001D	Montreal Trust	50 Princess St.	Ceased Tenancy	5	B	121.79		66.00		49.35	32.80				232.12	
010 130 09900 0020 011M	Kitchen Encounters	82 Princess St.	Ceased Business	3½	B	118.65		64.30		48.07					269.94	
020 030 01600 0010 001F	C. White Motors	768 Princess St.	Ceased Business	10	B	655.59		355.30		265.65		1.18	232.20			
020 030 01600 0010 021K	Victory Motors	768 Princess St.	Moved	5	B	327.79		177.65		132.82		79.80	1356.34			
030 030 10000 0020 001A	C.Stephenson,Rite-Way Collision	491 Princess St.	Ceased Business	5	B	35.17		19.06		14.25		7.97	646.23			
030 040 00600 0050 001L	Barry Savage	423 Princess St.	Ceased Business	5	B	47.92		25.97		19.42	6.45	4.30	72.78			
030 080 10200 0010 001G	Dovers 397376 Ont. Inc.	155 Princess St.	Ceased Tenancy	7	B	653.66		354.28		264.90	251.47				99.76	
030 090 05900 0010 001K	Brian Estabrook	32 Queen Street	Moved	4	B	186.92		101.30		75.74	21.00				1524.31	
030 090 05900 0000 000H	Confederation Life	32 Queen Street	Unit Vacated	4	C-R	93.58		50.69		37.89		14.43	399.39			
030 140 09500 0000 000E	Catherine Goddard	143 Raglan Road	Demolition	4½	R	24.71	2.60		11.75	10.01		11.40	193.56			
050 060 02000 0030 001M	Joe Vankoughnett	301 Concession St.	Ceased Business	12	B	60.15		32.60		24.37						
050 140 20602 0000 000F	Kingston Humane Society	231 Dalton Ave.	Partially Exempt	12	C	921.80	82.46					7.30	124.42			49.07
070 100 09400 0000 000F	Steve & Pam Ewart	71 Cartwright St.	Demolition	8	R	4.48	.47	2.43		1.81		62.75	1067.01			
070 150 05000 0010 001H	Donald Huff	1167 King St.,W.	Ceased Business	12	B	10.55		5.72		4.28					9.19	
070 150 23486 0000 000F	Joseph Diepringer	20 Richfield Pl.	Assessment Reduced	12	R	74.00	7.78	40.11		29.98		1.30	21.85			
020 120 03400 0000 000B	Peter Liappas	553 Brock St.	Demolition	7	R	2.61	.27	1.41		1.06					151.87	
050 040 09300 0020 001C	Sandra Jones	582 Victoria St.	Ceased Business	5	B	29.02		15.72		11.75		.35	5.70			
050 060 11900 0000 000E	Peter Liappas	231 Concession	Demolition	7	R	4.97	.52	2.69		2.01		3.55	60.04			
060 102 00900 0053 001L	Travel Connection	1060 Princess St.	Moved	6	B	5.28		2.86		2.14		.65	10.84		10.28	
060 102 00900 0052 001E	Travel Connection	1060 Princess St.	Moved	6	B	10.56		5.72		4.28					20.56	
						3648.64	94.10	1464.42	11.75	1104.90	326.76	205.58	4370.49		2436.59	49.07

Schedule "B" to Report No. 92
(Page 1)

CORPORATION OF THE
CITY OF KINGSTON
OFFICE OF THE Chief Administrative Officer

CITY HALL
KINGSTON, ONTA
K7L 2Z3
(613) 546-4291

Our Ref. No. 12-4.55

October 14, 1980

MEMORANDUM

TO: MAYOR KEYES AND MEMBERS OF COUNCIL

FROM: Mr. R.J. Hamilton, C.A.O.

RE: SALE OF CITY OWNED PROPERTY
- 106 RIDEAU STREET, KINGSTON

We are forwarding herewith a memorandum from Mr. Muirhead concerning this property, wherein he sugges that proposal A, which is to accept the offer from Mr. Sheppard at $13,500. would be the most advantageous to th City.

We would therefore recommend that Council consider the offer at this time.

R.J. Hamilton,
C.A.O.

RJH/sd
Encl.

OCT 14 1980

MEMORANDUM

TO: R.J.Hamilton, Chief Administrative Officer.

FROM: G.G. Muirhead, Director of Planning and Urban Renewal.

DATE: October 10, 1980.

SUBJECT: Sale of City owned property at 106 Rideau Street.

ORIGIN: Planning Department.

ANALYSIS: This property was acquired under the Neighbourhood Improvement Program in order to remove a non-conforming use (laundry). The former owner has been leasing the property from the City but must give vacant possession on October 31, 1980. The building consists of a large frame structure (stuccoed) which houses the laundry, and attached to the front is a 2 storey concrete block structure with brick facing on front occupied by an office on the ground floor and a small apartment on the second floor.

When the property was designated for acquisition under the NIP redevelopment plan in 1975, it was contemplated that the frame structure would be demolished and that the front structure could be sold as a duplex. Alternatively, the entire property could be cleared and sold as a duplex lot.

An appraisal of the value of the property has now been obtained.
The market value of the land is estimated at $20,000. and assumes that the land could be used for a duplex. If the existing building (front) was converted into a duplex, the value is estimated at $30,000. However, Mr. Johnston, the appraiser, suggests that it would be uneconomical to convert the existing structure to a duplex unit.

This opinion is confirmed by an independent report on the condition of the structure and the feasibility of conversion obtained from Mill & Ross, Architects.

FINANCIAL: An offer of $13,500. has been received for this property as is from Mr. R. Sheppard, solicitor on behalf of a client. Appendix 'C'.

A letter has also been received from the Frontenac Historic Foundation, owners of the adjacent property to the north at 110-112 Rideau Street, requesting that consideration be given to selling five feet to the Foundation for widening their driveway. Appendix 'D'.

Schedule "B" to Report No. 92
(Page 3)

RECOMMENDATION: There would appear to be two possible course
action:

A. Accept Mr. Sheppard's offer and let the
Foundation negotiate with the new owner.
the new owner converts the structure, as
his stated intention, conveyance of five
would not be feasible because of occupan
the existing structure. On the other ha
if the new owner decides to demolish, he
consider it to his advantage to sell a s
to the Foundation since 6,416 sq.ft. is
excessive for a single family unit but n
really adequate for a duplex.

Although, the appraisal indicates a tota
value of $30,000. assuming conversion to
duplex, when the actual cost of conversi
is taken into account, the practical val
of the property is obviously much less.

B. Do not accept Mr. Sheppard's offer; demo
the buildings and re-advertise again as
cleared lot. Alternatively, a five foot
strip could be sold to the Foundation fi
and the remainder of the lot then offere
for sale. If this action is adopted the
appraisal could be used as a basis for
selling the strip to the Foundation.

At $20,000. the property has a value of
per sq.ft., and on this basis the strip
(5′ x 130.5) would be worth $2,035.80. T
strip can only be made available if the
building is demolished since the buildin
on the lot line.

Proposal A would appear to be most advan
to the City.

G. G. Muirhead

GGM/lc

G.G. Muirhead, M.C.I.P.
Director of Planning and
Urban Renewal.

Schedule "B" to Report No. 92
(Page 4)

H. Robert Sheppard, B.A., LL.B.
BARRISTER AND SOLICITOR

613-546-4283

FILE NO. ....

18 MARKET STREET
KINGSTON, ONTARIO
K7L 1W8

APPENDIX 'C'

September 18, 1980

City of Kingston
City Hall
KINGSTON, Ontario

Attention: Mr. Robert Hamilton

Dear Sir:

I have a client interested in purchasing the property on which the Rideau Laundry stands.

I understand that the property is up for tender and that he informs me that he knows of the conditions of the tender, ie. what should go on there once the Rideau Laundry is closed.

The sum of money he offers is $13,500.00 cash, and he will tear down all the back buildings, leaving only the front building to be either converted to two apartments, or a single dwelling house, whichever the City rules will permit.

This purchase could be undertaken immediately by my client, and the date of closing and subsequent demolition of the property would be immediately thereafter.

Yours very truly,

H. ROBERT SHEPPARD

HRS:wl

APPENDIX '

frontenac historic foundation • kingston, ontario • post office box 27 • K7L 4V6

1-1447

11 September, 1980

Mr George G. Muirhead,
Director of Planning and Urban Renewal,
City Hall,
Kingston, Ontario

Dear Mr Muirhead:

It is the understanding of the Frontenac Historic Foundation that the building at 106 Rideau St will be scheduled for demolition and that the property will be disposed of.

It is requested that consideration be given to selling five feet of this property to the Foundation so that the seven foot space between 106 Rideau St and the duplex dwelling at 110-112 Rideau St can be widened into a driveway to accommodate the cars of the tenants of 110-112 Rideau St.

The seven foot space between the two buildings in question belongs to the Foundation as do the premises at 110-112 Rideau St. It should be noted that the latter, a former residence of Sir John A. Macdonald, was saved from demolition and restored by the Foundation.

Yours sincerely,

Margaret Angus

Dr Margaret Angus,
President

Schedule "C "to Report No. 92
(Page 1)

CORPORATION OF THE
CITY OF KINGSTON

OFFICE OF THE Chief Administrative Officer

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

Our Ref. No. 3-7.11

October 16, 1980

M E M O R A N D U M

TO: MAYOR KEYES AND MEMBERS OF COUNCIL

FROM: R.J. HAMILTON, C.A.O.

RE: CITY PROPERTY - LEASE OF 19 QUEEN STREET
KINGSTON ARTISTS' ASSOCIATION INC.

We are forwarding herewith a memorandum from Mr. Jackson, as well as a letter from the Kingston Artists' Association concerning their lease at 19 Queen Street. We note this is for a three year period at the fixed rate of $300.00 per month which is the same as the lease that has just expired. Mr. Lamb, our rental agent, has concurred with the granting of this lease. Mr. Jackson is pointing out as well, that the $300.00 a month is less than market value, but City Council, in the past, because of the particular nature of the tenant and its' cultural activity, has approved the amount of $300.00.

Council should be aware that the other leases have an escalation clause for the most part, however, if it is Council's wish, we would suggest that we accept this offer at $300.00 a month commencing in May, 1980 to May 1983.

R.J. Hamilton,
C.A.O.

RJH/sd
Encl.

OCT 15 1980

Office of the
City Solicitor
Our Ref: 80-629

MEMORANDUM

TO: Mr. R.J. Hamilton
Chief Administrative Officer

FROM: Mr. Norman C. Jackson
City Solicitor

DATE: October 14, 1980

RE: Kingston Artists' Association Inc.
Lease at 19 Queen Street

The Kingston Artists' Association leased 1,600 square feet on the second floor at 19 Queen Street from the City of Kingst by a lease effective March 15, 1979, and expired on May 1st, 1980. The Artists' Association have remained in the premises as an overholding tenant on a month to month basis following expiration of th lease.

I have now received the enclosed letter asking that a new lease be entered into for a three year period at the same rate they paid previously, being $300.00 per month. Our rental agent, Mr. Lamb, has concurred in the granting of a new lease. He origina expressed some concern that the Lessor, who's obligation it was to provide electrical energy, might require a set-off for increased consumption, but on checking further into the matter, it was found that the consumption of electricity by our tenant was not unreasonal It is recognized that the rent at $300.00 a month is less than market value, but this was purposely done by City Council because of the particular nature of the tenant and its cultural activity. The tenant was directly responsible for taxes, water rates and heating so that there would be no need to increase the rent on account of any increases in these utilities.

I am, therefore, forwarding to you Mr. McGlashan's letter and his request that the lease be renewed by City Council.

NJackson

Norman C. Jackson
City Solicitor

NCJ/nr
Encl.

Schedule "C" to Report No. 92
(Page 3)

KINGSTON ARTISTS' ASSOCIATION INC.

October 2 1980

Mr. Norman Jackson
City Solicitor
Kingston City Hall
216 Ontario St.
Kingston Ont.

Dear Mr. Jackson,

The Kingston Artists Association would like to renue the lease of 21A Queen St., property of the City of Kingston. I have recieved a letter from Mr. Lamb, dated February 15 1980 of which a copy was forwarded to your office, Stating no objection to the extension of the lease.

Presently we are on a year to year lease. It may be a convience for both of us to extend this into a three year lease which would also correspond to the lease period of the Vaults Restaurant next door.

Therefore the lease would cover May 1980 to May 1983 at a rate of $300.00 per month.

We have acknowledged in our correspondence and printed materials the City's support in the form of a rent subsidy. We appriciate this support and continue to need such assistance with future community programms.

I look forward to hearing from you.

Sincerely,

Paul McGlashan

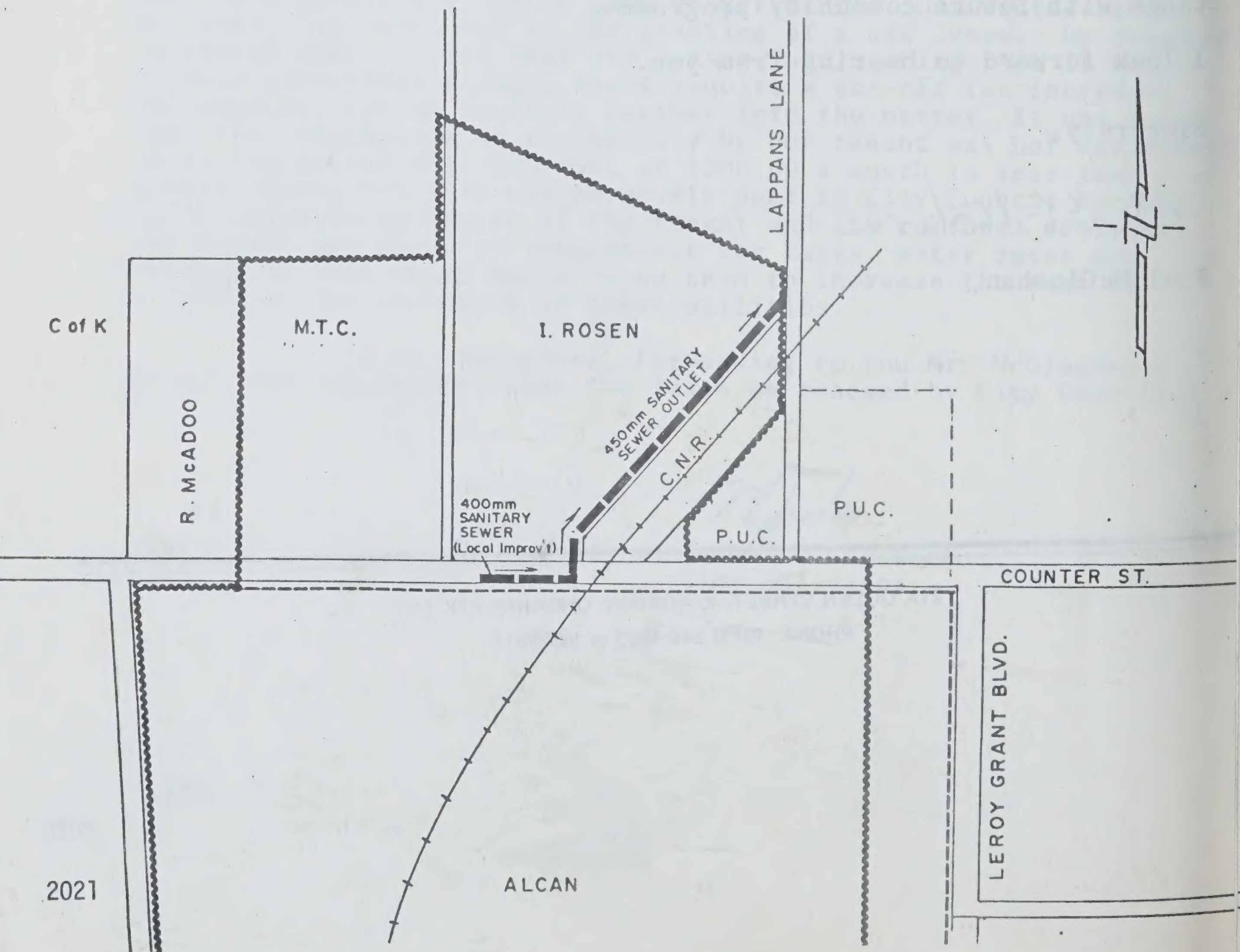
21A QUEEN STREET, KINGSTON, ONTARIO K7K 1A1
PHONE: (613) 548-4883 or 542-9377

Schedule "D" to Report No. 92
(Page 1)

Memo to	Mr. R.J.Hamilton, Chief Administrative Officer
Date	October 16, 1980
Subject	Release of holdback Contract 80/8W
Origin	Public Works Department - Sewers, Counter St and easement - Gordon Barr Ltd
Analysis	The work has been satisfactorily completed witho deficiencies and it is in order to release the holdback.
Existing Policy	Council approves release of holdbacks.
Financial	The 15% holdback amounts to $8,209.13.
Recommendation	That the release of holdback on or after October 21, 1980 to the Contractor, Gordon Barr Ltd., in the amount of $8,209.13, be authorized, the work having been satisfactorily completed without deficiencies.

DG/gg

D.Graham, P.Eng
Commissioner of Works


LAPPANS LANE
C of K
M.T.C.
I. ROSEN
450mm SANITARY SEWER OUTLET
C.N.R.
R. McADOO
400mm SANITARY SEWER (Local Improv't)
P.U.C.
P.U.C.
COUNTER ST.
LEROY GRANT BLVD.
ALCAN

Schedule "E" to Report No. 92
(Page 1)

REPORT

TO: R. J. Hamilton,
Chief Administrative Officer

FROM: K. G. Linseman, Administrator
Traffic, Streets and Parking

DATE: October 17, 1980

SUBJECT: TEMPORARY STREET CLOSING - King Street between Lower Union Street and Lower University Avenue

---

ORIGIN: Request from the Remembrance Day Committee to temporarily close King Street between Lower Union Street and Lower University

ANALYSIS:

1) It is proposed to conduct a Remembrance Day service at the Cross of Sacrifice, parade and reviewing stand commencing at 10:30 a.m., with completion at approximately 11:30 a.m. on Tuesday, November 11, 1980.

2) This is an annual ceremony conducted on Remembrance Day.

RECOMMENDATION: That a by-law be presented to Council to temporarily close King Street between Lower Union Street and Lower University Avenue on Tuesday, November 11, 1980, from 10:30 a.m. to 11:30 a.m., for community purposes in order to permit the Remembrance Day Committee to conduct a Remembrance Day service.

K G Linseman

K. G. Linseman, M.Sc., P. Eng.
Administrator

/c

Schedule "F" to Report No. 92
(Page 1)

REPORT

TO: R. J. Hamilton,
Chief Administrative Officer

FROM: K. G. Linseman, Administrator
Traffic, Streets and Parking

DATE: October 17, 1980

SUBJECT: 1981/82 PROPOSED CONNECTING LINK CONSTRUCTION PROGRAM

ORIGIN: Request from the Ministry of Transportation and Communications

ANALYSIS:

1) The attached Schedule "A" outlines the proposed connecting link program for 1981 and 1982 in order of priority.

2) Ontario Municipal Board approval has already been obtained for the Queen Street, Bagot Street to Barrie Street, project. The other projects have been included in the Five Year Capital Budget.

3) The Queen Street widening project will complete the four lane program on Queen Street, between Ontario Street and Division Street, and will enable the City to convert Queen Street to a four lane two-directional street in June, 1982 after the intersection modification at Division Street.

FINANCIAL CONSIDERATION: The estimates shown on the attached Schedule "A" are total costs, and the City would receive 75% subsidy from the Province as a connecting link project.

RECOMMENDATION: That the 1981/82 proposed connecting link construction program as outlined in the attached Schedule "A", be approved.

K. G. Linseman

K. G. Linseman, M.Sc., P. Eng.
Administrator

KGL/c
Attachment

October 20, 1980
Schedule "F" to Report No. 92
(Page 2)

PROPOSED CONNECTING LINK PROGRAM - 1981/82

Schedule "A"

1981

LOCATION	TYPE OF CONSTRUCTION		DESIGN COMPLETED	LAND ACQUISITION	EST. DATE OF AWARD
1. Queen Street, Bagot Street to Barrie Street	Widening and Reconstruction with storm sewers	$540,000.	Completed	None	July, 1981
2. Division Street, south leg of 401 entrance to quarry entrance	Widening and intersection improvement	$350,000.	May, 1981	Yes	September, 1981
		1982			
1. Queen Street and Division Street	Intersection Improvement	$ 80,000.	September, 1981	None	May, 1982
2. Counter Street, Division Street to Sir John A. Macdonald Boulevard	Widening with storm sewer and curb and gutter	$500,000.	September, 1981	None	May, 1982
3. Sir John A. Macdonald Boulevard, Princess Street to Counter Street	Add two (2) lanes	$200,000.	October, 1981	None	May, 1982

COMMITTEE OF THE WHOLE (Cont'd)

MOTION

Ald. McArthur left at 9:20 p.m. and returned at 9:23 p.m.

Moved by Ald. Timmins,
Seconded by Ald. Webb,

That the recent policy adopted regarding freedom of access to information be r
viewed after one year.

CARRIED AS AMENDED
See following motion of amendment

Moved by Ald. Clements,
Seconded by Ald. Miller,

That the Motion of Ald. Timmins and Ald. Webb be amended by deleting the words "within six months" and substituting therefor the words "after one year".

CARRIED
Ald. Timmins, Ald. Webb, Ald. Matthews & Ald. Gorham op

COUNCIL

REPORT OF THE COMMITTEE OF THE WHOLE

(C) Moved by Ald. Bishop,
Seconded by Ald. Clark,

That the Report of the Committee of the Whole be adopted, approved and confirme

CARRIED

MOTIONS

(1) Moved by Ald. Clark,
Seconded by Ald. Knapp,

That the sympathy of council be extended to the wife and family of the late
Joseph Lees.

CARRIED

(2) Moved by Ald. Tarnowecky,
Seconded by Ald. Timmins,

That the congratulations of council be extended to Alison Pester, John Ross (both competitors) and Dave Ross (coach of the Canadian Team) all being members of the Kingston Gymnastics Club for their excellent showing at the World Trampoline Championships held in Brig, Switzerland last month.

CARRIED

NOTICE OF MOTION

Moved by Ald. Hawkins,
Seconded by Ald. McArthur,

That Rule 41 of By-Law No. 1 be suspended in order that the following Notice of Motion be considered at this meeting.

LOST 6:8

(1) Moved by Ald. Hawkins,
Seconded by Ald. McArthur,

WHEREAS the amount of more than a one million dollar deficit of the Transit Department is a great concern of this council;

AND WHEREAS the operations of the Transit system have ceased due to labour difficulties at this time;

AND WHEREAS there is an extraordinarily high percentage of the deficit related to the Dial-a-Bus system (approximately $1.80 per passenger):

AND WHEREAS there is a duplication of capital investment in supplying this evening service (cost replacement - 12 x $20,000. = $240,000.)

AND WHEREAS there are other viable alternatives to provide more efficient and improved evening service for the citizens of this municipality;

THEREFORE BE IT RESOLVED that this council respectfully request the Public Utilities Commission to study and implement a modified evening bus service immediately to replace the present Dial-a-Bus service.

REFERRED TO THE COMMITTEE OF THE WHOLE - OCTOBER 27, 198

BYLAWS

Council consented to the addition of By-Law (8).

(A) Moved by Ald. Clements,
Seconded by Ald. Gorham,

That By-Laws 1 and 2 be given their First & Second Readings.

CARRIED

(B) Moved by Ald. Knapp,
Seconded by Ald. Hawkins,

That By-Laws 2 to 8 be given their Third Reading.

CARRIED

(1) A By-Law to Temporarily Close King Street between Lower Union Street and Lower University Avenue on Tuesday, November 11, 1980 from 10:30 a.m. to 11:30 a.m. for community purposes.

FIRST & SECOND READING
Clause 6, Report No. 92, 1980

Proposed No. 80-233

BYLAWS (Cont'd)

(2) A By-Law to Confirm the Proceedings of Council at its Meeting Held on October 20, 1980.

THREE READINGS Proposed No. 80-234
City Council Meeting No. 52, 1980

(3) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of The City of Kingston" (Rezone 0.53 ha of Land at South-West Corner of Hickson Avenue and Harvey Street from M6 Industrial to M7 Industri

THIRD READING PROPOSED NO. 80-226
Clause 1, Report No. 88, 1980

(4) A By-Law to Amend By-Law No. 8820, "A By-Law to Provide for Land for Parks Purposes, Pursuant to Section 35a of The Planning Act" (Amend Section 1).

THIRD READING PROPOSED NO. 80-227
Clause 2, Report No. 88, 1980

(5) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act" (Clause 11, Report No. 89).

THIRD READING PROPOSED NO. 80-229
Clause 11, Report No. 89, 1980

(6) A By-Law to Temporarily Close Portions of Princess Street and Ontario Street on Saturday, November 15, 1980, from 10:00 a.m. to 12:30 p.m. for Community Purposes.

THIRD READING PROPOSED NO. 80-230
Clause 12, Report No. 89, 1980

(7) A By-Law to Fix the Price at Which the Stopped Up Portion of Davidson Street, West of Pembroke Street, is to be sold.

THIRD READING PROPOSED NO. 80-231
Motion (1), Page 1297, City Council Meeting No. 37, Clause 2, Report No. 77, 1980 and Clause 16, Report No. 89, 1980
Ald. Clements & Ald. Hawk
opposed

BYLAWS (Cont'd)

(8) A By-Law to Amend By-Law No. 80-19, "A By-Law to Authorize the Reconstruction of the Existing Pavement with Asphalt in Clarence Street from Ontario Street easterly 92.05 m Under the Provisions of Section 7 of the Local Improvement Act (Petition)". (Amend Title and Description of the Work).

THIRD READING
Clause 3, Report No. 74, 1980 PROPOSED NO. 80-194

UNFINISHED BUSINESS

Ald. Webb said he found it puzzling that advertisements had appeared in the press asking for submission of names for committees, with a closing date of October 31. This was strange, since the new Council would not be elected until after November 10th.

Mr. Healy said that the date now proposed by the staff for the caucus meeting of the new Council was November 19th. In order to have the necessary documentation processed and sent out to members of the new Council, it was necessary to have applications for committee vacancies received somewhat earlier.

Ald. Webb said that due to the fact that one of the Committee Clerks had left the employ of the City, an important meeting of the Gasoline Advisory Committee had not yet been arranged. This meeting was to discuss the proposed changing of the rotation schedule to a 4 week rotation. A survey had been taken and the majority of respondents had indicated their preference for a 4 week rotation instead of 5 weeks. He hoped that this meeting could take place with the new Committee as soon as possible after the election.

Ald. McArthur said he had read in the press today that his colleague in Cataraqui Ward, Ald. Bishop, would not be running again for election. He regretted this, since he had found Ald. Bishop to be hard-working, honest and truthful. He hoped all new candidates would be as worthy.

Ald. Lampropoulos said that, due to the present transit strike, many people were now forced to bring their cars downtown, and were having difficulty finding places to park. He hoped some consideration could be given to providing parking for these persons.

Ald. Lampropoulos said that vandalism in his ward appeared to be increasing. He noticed that many posters and signs for present election candidates were being removed.

Ald. Hawkins suggested to members of Council that they talk to citizens during the coming week to obtain their views on the Notice of Motion he had proposed concerning the Dial-A-Bus system, so that there could be a lively debate on this question at the next meeting.

Ald. Gerretsen said that this was the Week of the Child, and aldermen had received invitations to attend open houses at the West End Day Care Centre, and also the Peter Pan Nursery. He hoped that some members of Council would be able to attend.

ADJOURNMENT

Moved by Ald. Bishop
Seconded by Ald. Clark

That Council do now adjourn.

CARRIED

Council adjourned at 9:40 p.m.

(L.S.)

(Signed) *M.C. Healy*
City Clerk

(Signed) *J.P. Gerretsen*
Acting Mayor

BYLAWS (Cont'd)

(9) A By-law to Amend By-law No. 80-15, "A By-law to [illegible] the [illegible] of the Existing Pavement with Asphalt in [illegible] Section 22.05 [illegible] Under the Provisions of [illegible] of The Local Improvement Act (Petition)". (Amend Title [illegible])

THIRD READING
Clause 5, Report No. 76, 1980

UNFINISHED BUSINESS

Ald. [illegible] said he found it puzzling that advertisements were appearing in the press asking for submission of names for committees and boards [illegible] this was strange, since the new Council would not be [illegible] until [illegible].

Mr. Beaty said that the date now proposed in the paper for the first meeting of the new Council was November 24th. In order to have the [illegible] of the new Council, it was necessary to have applications [illegible].

Ald. Webb said that due to the fact that [illegible] of the Committee [illegible] of the City, an important meeting of the [illegible] had not yet been arranged. This meeting was to discuss the [illegible] rotation schedule to a 4 week rotation. A survey had been taken and the majority of respondents had indicated their preference for [illegible]. He hoped that this meeting would take place with the new Committee as soon as possible after the election.

Ald. Webb then said he had read in the paper that [illegible] Ald. Bishop, would not be running again for Alderman. He regretted this, since he had found Ald. Bishop to be [illegible] and the Committee would be [illegible].

Ald. Lampropoulos said that, due to the present transit strike, some people were now forced to bring their cars downtown, and were having difficulty finding places to park. He hoped some consideration could be given to providing parking for these persons.

Ald. Lampropoulos said that vandalism in his ward [illegible]. He [illegible] that many parents and [illegible] were [illegible].

Ald. [illegible] suggested to members of Council that they [illegible] during the coming week to obtain their views on the [illegible], so that these [illegible] at the next meeting.

Ald. [illegible] said that this was the week of the [illegible] and [illegible] invitations to attend open houses at the West [illegible] Centre, [illegible]. He hoped that [illegible].

[illegible]

Moved by Ald. [illegible], Seconded by Ald. Clark,

That Council do now adjourn.

CARRIED

Council adjourned at 9:40 p.m.

Clerk: R.C. Beaty
City Clerk

Chairman: J.F. [illegible]
Acting Mayor

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JAN 28 1981

CITY COUNCIL MEETING NO. 52 October 20, 1980

ADDED COMMUNICATIONS

To be Referred to the Planning Board

(666) From Homestead Land Holdings Limited concerning their offer of a parcel of land to the City for park purposes in connection with their building permit application (89 Unit Apartment, north side, Ontario Street).

Since Homestead's building permit is still being withheld, they have advised that the offer will remain open for acceptance until Tuesday, October 28th and will terminate on that date.

(Note: Copies have been distributed to all members of Council).

File No. 25-2.16-4

To be Filed

(667) From Westburne Central Supply Limited thanking the City for the manner in which it helped them obtain their building permit and zone change.

The expansion of Westburne's building will be completed by December, thus enabling them to give better service to the City of Kingston's Plumbing, Heating and Electrical trades.

File No. 25-2

ADDED BYLAW

(8) A By-Law to Amend By-Law No. 80-19, "A By-Law to Authorize the Reconstruction of the Existing Pavement with Asphalt in Clarence Street from Ontario Street easterly 92.05 m Under the Provisions of Section 7 of the Local Improvement Act (Petition)". (Amend Title and Description of the Work).

THIRD READING
Clause 3, Report No. 74, 1980 PROPOSED NO. 80-194

CITY COUNCIL MEETING NO. 53

The Regular Meeting of City Council will be held on Monday, October 27, 1980 commencing with an In Camera session from 7:00 p.m. to 8:00 p.m. in the Loyalist Room, City Hall, and to be continued in the Council Chamber at 8:00 p.m.

(Loyalist Room)

ROLL CALL

COMMITTEE OF THE WHOLE IN CAMERA

(A) That Council resolve itself into the Committee of the Whole In Camera to consider the following items:

(1) Land Sale - Champlain Park

(2) Land Acquisition - "Bargain Barn" - North Street Hill

(3) Land Acquisition - John L. Smith - Little Cataraqui Creek Area, South of Princess Street

(4) Land Acquisition - 10 Auld Street

(Council Chamber)

ROLL CALL

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(B) That Council rise from the Committee of the Whole In Camera and the Chairman report.

- or alternatively -

That Council rise from the Committee of the Whole In Camera without reporting.

REPORT OF THE COMMITTEE OF THE WHOLE

(C) That the Report of the Committee of the Whole In Camera be adopted, approved and confirmed.

MINUTES

That the Minutes of City Council Meeting No. 51 held on Tuesday, October 14, 1980 be confirmed.

PETITIONS

TABLING OF DOCUMENTS

A05

COMMUNICATIONS

Which has been Referred to the Planning Board & the Downtown Core Committee

(668) From the T. Eaton Realty Co. Limited stating that they are unable to justify further activity in the Kingston market for the following reasons:

(1) Because of existing suburban competition, it is their feeling that the downtown has suffered considerably and is in serious danger of further disintegration.

(2) The size of the market is such that, with developments like that indicated by Cadillac Fairview, the opportunity for the preservation and redevelopment in the downtown disappears.

T. Eaton Realty feels that a sympathetically designed retail development with one or two more department stores reasonably associated with existing downtown retail, governmental and other facilities, could be a major factor in efforts to save the downtown.

(Note: Copies have been distributed to all members of Council)

File No. 4-3.6

Which has been Referred to the Planning Board

(669) From the Ministry of Natural Resources advising that the Napanee Administrative District is currently preparing a land use strategy as part of the province-wide Ministry of Natural Resources Strategic Land Use Planning process.

The purpose of the Napanee District Land Use Strategy is to outline how the Ministry wishes to use public land and water, or influence the use of private land in the District to achieve the objectives of the outdoor recreation, resource products, and land management programs of the Ministry. It will also state what the Ministry of Natural Resources wishes to achieve as a result of co-operative efforts with their government agencies, municipalities and land owners. The planning period is for the years 1981 to 2001.

It is anticipated that a report entitled "Napanee District Land Use Strategy - Background Information" will be available for distribution by late November. Also, a public information tabloid is being prepared by the six districts in the Eastern Ontario Region. This will outline in general terms the purpose of district land use strategies and provide insight into some of the resource management programs of the Ministry. Copies of this will also be available in November.

File No. 17-9

COMMUNICATIONS (Cont'd)

To be Filed

(670) Copy of a letter to Mrs. Geraldine Tepper, Barrister & Solicitor, from the Liquor Licence Board of Ontario regarding an application for a dining lounge licence at the Lucky Palace Restaurant, 659 Princess Street, Kingston.

The Board has advised Mrs. Tepper that since her client has not been able to bring the premises approved for licensing into operation expeditiously, their approval to the issue of the said licence under date of December 7, 1978 has been withdrawn.

File No. 12-6

(671) Copy of a letter to Mr. A. Zimmerman from the Ministry of Housing advising that final approval was given on October 8, 1980 for the 7 unit apartment, Pt. of William St. & Pt. of Barrie St. and Lots 56 & 57, City of Kingston. (Condominium Plan Approval)

File No. 3-12.4-2

(672) From the Ministry of Housing advising that following the 1979 amendment to The Planning Act (Section 35a) which re-established provisions for site plan control, the Ministry published an explanation of this section of the legislation, a copy of which was forwarded. This explanation is an expansion of the special bulletin published earlier by the Ministry.

File No. 20-12

To be Referred to the Chief Administrative Officer

(673) From the Ontario Humane Society advising that research has begun towards a better solution to the spaying and neutering of animals. A chemical has been developed which can be injected into an animal by lay personnel, working in shelters or pounds, which would prevent the animal from breeding.

The second phase of the research is now underway and has been financed by the Ontario Humane Society, the Animal Welfare Foundation of Canada, the Canadian Veterinary Research Trust Fund and by donations from individuals and organizations mainly in Ontario.

In order to ensure that the research can be carried on as necessary, the Humane Society is trying to raise a veterinary research fund of $300,000. They suggest that if each municipality were to contribute 1¢ for each taxpayer, the fund would be guaranteed.

Since the first results of Phase 2 are sufficiently encouraging, the Humane Society believes that, in simple economic terms, unless some solution such as this is developed, municipalities will continue to spend an increasing amount of money on animal control.

File No. 7-3

COMMUNICATIONS (Cont'd)

To be Referred to the Committee of the Whole

(674) From Mr. J.E. Taylor, Clerk-Administrator, Court House, Kingston, advising that at the last session of Frontenac County Council held on October 14 and 15, 1980, the following resolution was passed:

> "That the Corporation of the County of Frontenac recommends to the City of Kingston that the County and the City jointly host the 1982 A.C.R.O. convention".

Mr. Taylor states that it has been suggested that a delegate from County Council attend a City Council meeting to discuss the possibility of having such a convention.

File No. 1-8

To be Filed

(675) From the Hon. Lorne Maeck, Minister of Revenue, acknowledging receipt of the City of Kingston's letter requesting the adjustment of assessments in the City. (R. 73 (2) 80).

The Minister advises that Mr. W. Donohue, Director of Field Operations of the Property Assessment Division, has been requested to prepare a revised Assessment Roll for taxation in 1981, together with a tax impact study. The City of Kingston will have the opportunity to review the data before finally deciding whether to implement it.

File No. 1-3.2

(676) Copy of Order No. R-31491 of the Railway Transport Committee of the Canadian Transport Commission authorizing, upon the implementation by the Canadian National Railway of their Phase II Servocentres situated within the Belleville Division, the C.N.R. to REMOVE:

a) the agency position located in KINGSTON, on Montreal Street;

and

b) the Station Buildings at KINGSTON, on Montreal Street.

To be Referred to the Mayor

(677) From Mr. J.E. Taylor, Clerk-Administrator, advising that the County of Frontenac does NOT wish to appoint a representative to the committee set up to examine amalgamation of lands in the Townships of Kingston and Pittsburgh. (City Council Meeting No. 42, Motion (2), Page 1615).

File No. 1-2.9

COMMUNICATIONS (Cont'd)

Which has been Referred to the Commissioner of Works

(678) From the Ontario Good Roads Association advising of their 1981 Convention which will be held at the Royal York Hotel, Toronto, February 23rd, 24th and 25th, 1981. The Association has requested that resolutions concerning road problems should be submitted by January 9th and names of employees who qualify for Long Service Certificates should be forwarded by January 2nd, 1981.

File No. 16-4.1

To be Referred to the Special Committee on Downtown Redevelopment and to the Downtown Core Committee

(679) From Chartwood Developments Limited clarifying their position re Kingston Downtown Revitalization.

Chartwood advises that they are not prepared to expend any more monies in the development of the Eaton Centre project in light of the announcement made by Cadillac-Fairview of their intent to proceed, together with their named tenant (Simpsons Limited), with construction of Cataraqui Mall commencing in the spring of 1981.

In addition, Chartwood also advises that should Cadillac-Fairview withdraw its commitment to proceed, then they would be prepared to reconsider this position if the circumstances at that particular time made sense from all points of view to do so.

File No. 4-3.6

(Note: Copies have been distributed to all members of Council)

To be Referred to the Chief Administrative Officer

(680) From Mr. Jack Chisholm, President of Downtown Kingston Senior Citizen Apartments (Heritage Court, 179 Queen Street) requesting financial assistance from the City.

Mr. Chisholm advises that their 1980 financial statement shows a loss and therefore are looking to the City for a grant of $7,000.00 to cover this loss. Mr. Chisholm also states that in the four years that they have been operating this apartment, they have only had to turn to the City once for assistance, at which time they met with favourable response.

File No. 7-3

(681) Copy of a letter to Mr. Jack Chisholm from Mayor Keyes re Communication No. (680).

Mayor Keyes has reminded Mr. Chisholm that last year when the City agreed to assist financially, it was on the understanding that it was not to be considered a precedent. It was also the City's understanding, at that time, that the request was largely based on the initial start-up problems of attempting to run a facility and that after the first year, revenue would be sufficient to cover expenditures.

COMMUNICATIONS (Cont'd)

(681) (Cont'd)

Mayor Keyes has also reminded Mr. Chisholm that the City of Kingston does not own or operate the senior citizens building on Bagot Street, but that it is operated by the Kingston Housing Authority, a totally independent body to which the City does not make any contribution. The Ontario government has now accepted full responsibility for the operation of all units administered by the Kingston Housing Authority and pay any and all deficits on the operation. Although Mr. Chisholm has suggested that this facility caused part of his vacancy rate, Mayor Keyes has stated that this cannot be the means of justification for seeking financial assistance.

File No. 7-3

To be Filed

(682) From Mr. D.A. Gordon, Clerk for the Township of Kingston, advising that as a result of the nominations on October 20, 1980, Mr. Joseph A. Courneya, 275 Alfred Street, Kingston, was acclaimed to the Frontenac County Board of Education as the Separate School Trustee representing the Frontenac County municipalities.

File No. 5-2

(683) Copy of a letter to The Honourable Jean Luc Pepin, Minister of Transportation, from The Honourable Keith Norton, Minister of Community and Social Services, advising that he shares the concerns of the City of Kingston with regard to the removal of the existing Customs Service on Wolfe Island's east end. (R. 76 (14) 80).

File No. 6-2

(684) From the Liquor Licence Board of Ontario forwarding the following details pertaining to the licensing of the Top Card Restaurant, 35 Rideau Street, Kingston:

EXISTING

DINING LOUNGE ------------ MAIN FLOOR ------------ 66 PERSONS
UNLICENSED COFFEE SHOP --- MAIN FLOOR ------------ 32 PERSONS
UNLICENSED BANQUET ROOM --- BASEMENT -------------- 108 PERSONS

PROPOSED

DINING LOUNGE NO. 1 ------------ MAIN FLOOR ------------ 66 PERSONS
DINING LOUNGE NO. 2 ------------ MAIN FLOOR ------------ 32 PERSONS
UNLICENSED BANQUET ROOM -------- BASEMENT -------------- 108 PERSONS

File No. 12-6

CITY COUNCIL MEETING NO. 53

October 27, 1980

COMMITTEE OF THE WHOLE

(A) That Council resolve itself into the Committee of the Whole to receive delegations, reports and a motion.

DELEGATIONS

(1) Mr. Gordon Ogilvie, Regional Assessment Commissioner, will make a presentation concerning the application of Section 86 of The Assessment Act, i.e., Revise assessment of property within classes of assessment to make the assessed values more equitable.

(2) Mr. Bern Petker, Project Co-Ordinator, Community Housing Branch, Minister of Housing, will be present, re clauses 4 and 5 of Report No. 94 concerning the Annual Housing Review 1981.

REPORTS

That Report No. 93 of the Committee of the Whole In Camera be received and adopted, clause by clause.

That Report No. 94 of the Planning Board be received and considered, clause by clause.

That Report No. 95 of the Downtown Core Committee be received and considered, clause by clause.

That Report No. 96 of the Chief Administrative Officer be received and adopted, clause by clause.

REPORT NO. 93

October 20, 1980

To the Mayor and Aldermen:

The Committee of the Whole reports and recommends as follows, from its "In Camera" meeting of October 20, 1980:

1. That the offer of the Chairman of the Board of Arbitration between The Kingston Firefighters Association and The Corporation of the City of Kingston to extend the mandate of the Board to consider a three year contract between the parties be accepted, on the understanding:

   a) that there will be a period of one month, ending November 21, 1980, for The Firefighters Association and the City of Kingston to further negotiate a three year contract; and

   b) that, if the negotiations do not result in a settlement, the Board of Arbitration, based on evidence that has been submitted, would render a decision on a three year contract.

Respectfully submitted,

REPORT NO. 94

October 22, 1980

To the Mayor and Aldermen:

The City of Kingston Planning Board reports and recommends as follows:

1. WHEREAS KIMCO Metals Limited has made representations to the Planning Board concerning By-Law No. 79-138, A By-Law to Rezone Lands North of Counter Street and West of Division Street to Industrial M, M.94, M.96 and Flood Plain);

THEREFORE BE IT RESOLVED THAT Zoning By-Law No. 79-138, A By-Law to Rezone Lands North of Counter Street and West of Division Street to Industrial M, M.94, M.96 and Flood Plain FP) be amended as follows:

A. In Section 1 of By-Law No. 79-138:

a) After the heading which reads as follows:
"31.A.1 Subject to compliance with the provisions of Section 5, the following provisions shall apply in M zones:"

the following new heading shall be inserted:
"31A.2 The following uses only shall be permitted in M zones:"

b) Add a new Section 31A.3 which shall read in full as follows:

"31A.3 The following uses shall be prohibited in M zones:

a) reconditioning and selling of used machinery,

b) scrap ferrous and non-ferrous metal storage and processing,

c) fabrication of structural steel products,

d) junk yards and scrap metal yards."

c) Change Section 31A.2 to Section 31A.4 so that the heading for this Section shall now read in full as follows:

"31A.4 The following regulations shall apply to lands, buildings or structures erected in M zones:"

B. In Section 3of By-Law No. 79-138, after the following two permitted uses identified in Section "96.i" and "96.ii" and which read in full as follows:

"i. Reconditioning and selling of used machinery.

ii. Scrap ferrous and non-ferrous metal storage and processing."

add the following two permitted uses as Sections "96.iii" and "96.iv":

"iii. fabrication of structural steel products,

iv. junk yards and scrap metal yards."

(Note: Copy of the body of By-Law No. 79-138 is attached as Schedule 'D' - 3 pages)

(See By-Law 1: No. 80-235)

2. That the Cataraqui Region Conservation Authority be informed that the City of Kingston has no objection to the renewal of a fill permit granted to Irving Rosen (In Trust) with respect to filling on lands located on Lot 22, Concession III, City of Kingston.

(Note: Letter from the Cataraqui Region Conservation Authority is attached as Schedule 'A' - 1 page)

3. WHEREAS By-Law No. 8820 as amended prevents issuance of a building permit for the proposed 89 unit apartment building for Homestead Land Holdings Limited (west side Ontario Street at West Street) until land is conveyed to the City, or cash in lieu of land is accepted by the City for park purposes; and

WHEREAS Homestead Land Holdings Limited has offered to convey a nearby parcel of land and water to the City in satisfaction of By-Law No. 8820; and

WHEREAS the Commissioner of Parks and Recreation has recommended that the offer be accepted;

THEREFORE BE IT RESOLVED THAT property between West and Simcoe Streets, as approximately delineated on a plan by the City Planning Department dated September 24, 1980, be conveyed to the City in satisfaction of By-Law No. 8820, conditional upon the owner entering into an agreement with the City establishing conditions for the conveyance of this property to the City in a manner and form which is suitable for the proposed use to the satisfaction of the City.

(Note: Map of the area proposed to be conveyed to the City is attached as Schedule 'B' - 1 page)

4. WHEREAS the Ministry of Housing has requested the City to complete the Annual Housing Review to assist in financial planning; and

WHEREAS the need for seventeen family rent-geared-to-income units was identified from the applications on file with the Kingston Housing Authority;

THEREFORE BE IT RESOLVED that the Annual Housing Review be adopted, endorsing these targets.

(Note: A copy of the Annual Housing Review 1981 is attached as Schedule 'C' - 4 pages. This resolution has been amended in accordance with an earlier decision of Council, referring this back to the Planning Board)

5. WHEREAS a Need and Demand Survey to ascertain the need for assisted housing was carried out in the City of Kingston during 1980; and

WHEREAS the Planning Board is of the view that the results of this survey are open to question because of the methods and means of sampling used for this survey;

THEREFORE BE IT RESOLVED that the Minister of Housing be informed that the City of Kingston recommends that a further survey of need and demand for assisted housing units be conducted in 1981, such survey to be more comprehensive than that undertaken by the City, with assistance from the Ministry of Housing, during 1981.

Respectfully submitted

CHAIRMAN

(Note: Clauses 4 and 5 were originally passed by the Planning Board at its meeting of October 8, 1980.)

Schedule 'A' to Report No. 94
(Page 1)

CATARAQUI REGION CONSERVATION AUTHORITY

CATARAQUI REGION CONSERVATION AUTHORITY
R.R. No. 1 • *Glenburnie, Ontario K0H 1S0* • *546-9965*

File: OPS 3-7 LCC
ROSEN, IRVING
(In Trust)

October 10, 1980

Corporation of the City of Kingston
City Hall
Kingston, Ontario
K7L 2Z3

Attention: Mr. M. C. Healy, City Clerk

Gentlemen:

Re: Fill Permit Renewal - IRVING ROSEN (In Trust)
Lot 22, Concession III, City of Kingston
(KIMCO Steel, 325 Counter Street)

The Cataraqui Region Conservation Authority has previously granted a land fill permit to Irving Rosen (In Trust) in accordance with the enclosed plan (s). The limits of the approved fill site are outlined in red on the said plan (s).

This permit expires on December 31, 1980. In a letter dated October 1 1980, Mrs. Hamilton requested that this permit be renewed for the 1981 calendar year.

The comments of your council are requested as soon as possible. If comments have not been received by November 10, 1980 it will be assumed that you do not have any.

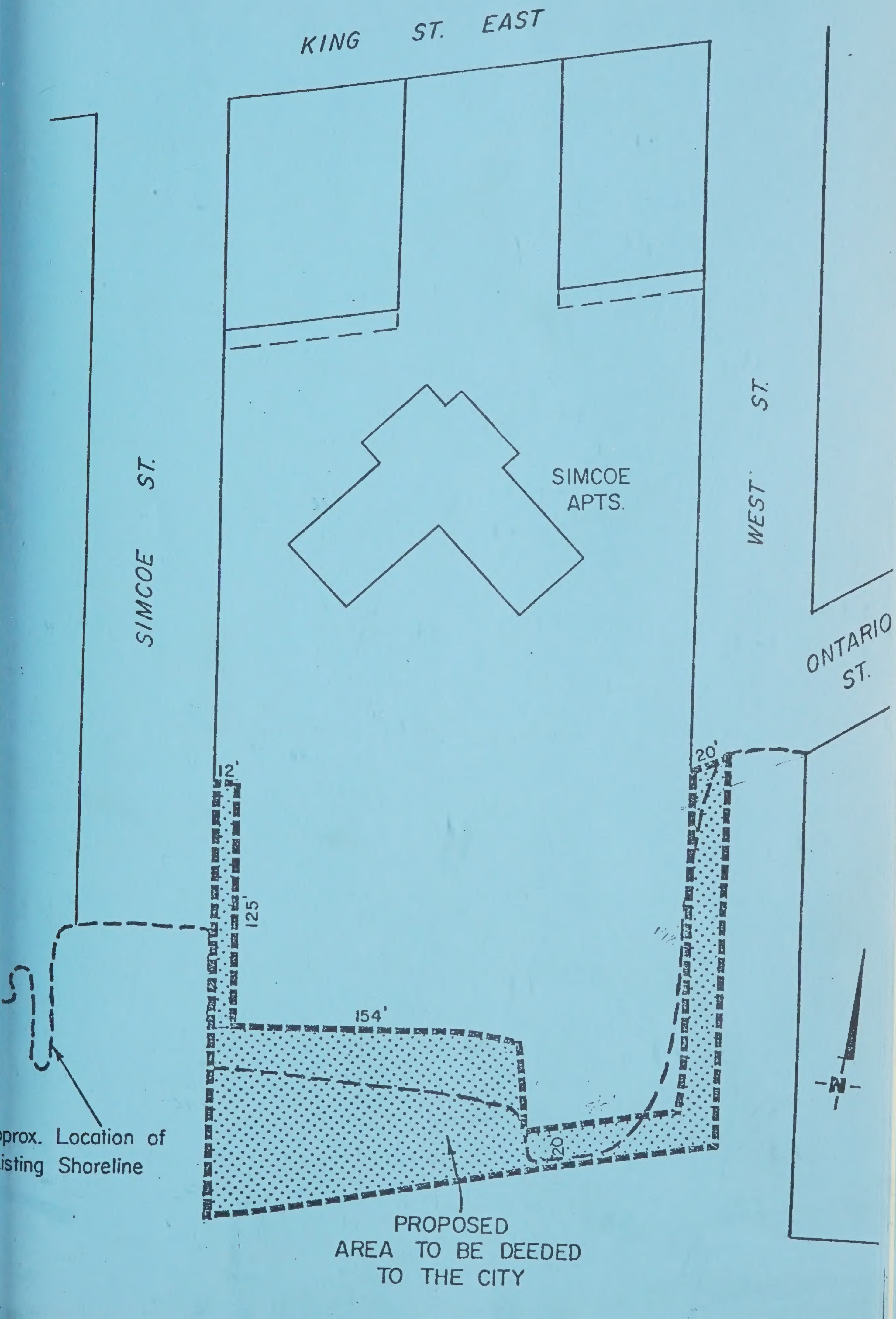
Yours truly,

John Parker

John A. Parker
Secretary-Treasurer

City of Kingston
RECEIVED
OCT 15 1980
DEPARTMENT OF
THE CITY CLERK

Schedule 'B' to Report No. 94
(Page 1)


KING ST. EAST
SIMCOE ST.
WEST ST.
ONTARIO ST.
SIMCOE APTS.
12'
125'
154'
20'
20
N
prox. Location of
isting Shoreline
PROPOSED
AREA TO BE DEEDED
TO THE CITY

CITY OF KINGSTON PLANNING DEPARTMENT SCALE: 1" = 60' (Approx.)

Schedule 'C' to Report No. 94
(Page 1)

Annual Housing Review 1981
Form A

Region/Municipality City of Kingston

Date Sept. 1980

Geographic Code

In an effort to continuously upgrade and encourage provincial government assistance to and cooperation with municipalities, the Annual Housing Review 1981 (AHR '81) now includes the following questions associated with the program administration:

(Please (✓) the appropriate box.)

1. Do you have sufficient information on assisted housing programs?
   22. Yes ☒ No ☐

2. If 'NO', on which programs do you require additional information?

23.

Municipal Non–Profit ☐	Private Non–Profit ☐	Co–op. ☐	Rural Senior Citizen Housing ☐	Rent Supplement ☐
Private Assisted Rental ☐	Municipal Public Housing ☐	Provincial Public Housing ☐	Municipal Housing Statements ☐	

3. Has the information you have received on various programs been satisfactory?
   24. Yes ☐ No ☒

4. If 'NO', please indicate how you think it could be improved.

COMMENTS: See question 6 and letter attached.

5. Have Ministry personnel been helpful in meeting your information and assistance needs?
   25. Yes ☐ No ☐

6. Please specify any improvements that you think could be made.

COMMENTS: In the Municipal Non-Profit Manual a table of contents should be provided and the Sections properly named and numbered. Recent revisions referred to Sections not identifiable in the Copy received here. Although a letter was sent requesting the missing parts to which reference was made no response has yet been received. (See copy of letter attached).

Please return this form to:
Ministry of Housing
Market Surveys Section
101 Bloor St.W., 13th Fl.
Toronto, Ontario M5S 1P8

Thank you for your cooperation.

Schedule 'C' to Report No 94
(Page 3)

Annual Housing Review '81 cont'd.

Table 2 – Assisted Rental Housing Programs

Program Highlights (see Ministry outlines for details.)
Up to 100% of the units in a senior citizen or family housing project may be made available with rents geared to income.

	A. Senior Citizen Housing	1981		1982		1983	
		[1] New	Rehab.	New	Rehab.	New	Rehab.
9.	1. Municipal Assisted Rental Housing [3]						
10.	2. Private Assisted Rental Housing (PAR) [4]						
11.	3. Provincial Assisted Housing [5]						

	B. Family Housing	1981		1982		1983	
		[1] New	Rehab.	New	Rehab.	New	Rehab.
12.	1. Municipal Assisted Rental Housing [3]						
13.	2. Private Assisted Rental Housing (PAR) [4]						
14.	3. Provincial Assisted Housing [5]						

3. Units the municipality wishes to develop and manage itself.

4. Units the municipality wishes to be built and managed by the private sector.

5. Units the municipality wishes to be built by the Ministry of Housing and operated by a Housing Authority.

Table 3 – Rent Supplement Housing Program

Program Highlights (see Ministry outlines for details.)
The Ministry enters into an agreement with a Private Landlord to supplement the rents for up to 25% of his units. (Under N.H.A. Section 44 (1) (a)).

		1981	1982	1983
15.	A. Senior Citizen Housing			
16.	B. Family Housing	17		

Note: This figure should not repeat any rent-geared-to-income units included in a Non-Profit target, thus there should not be duplication with the preceding tables. Rent-geared-to-income units must be targeted for the specific program under which they will be developed, e.g., Non-Profit Assisted Rental.

Table 4 – Rural Senior Citizen Rental Housing Program

Program Highlights (see Ministry outline, Public Housing Assistance, for details.)
Provides Senior Citizen rental housing in municipalities with populations under 2500; 100% of the units rent-geared-to-income.

		Projected Units		
		1981	1982	1983
17.	A. Senior Citizen Housing			

Schedule 'C' to Report No. 94
(Page 4)

Table 5 – Housing Need For Which A Program Has Not Been Identified

		1981	1982	1983
18.	A. Senior Citizen Rent-Geared-To-Income			
19.	B. Family Rent-Geared-To-Income			

Table 6 – Municipal Housing Statement

Program Highlights (see Ministry outlines for details.)
Under section 16 of the Housing Development Act, an approved Municipal Housing Statement is a pre-requisite for land acquisition and development assistance. If you have highlighted anything in Tables 1 – 5, you must have a Municipal Housing Statement. If you do not already have a Municipal Housing Statement, please indicate in the boxes below, your intentions:

20. ☐ Study Proposed ☐ Request for Ministry Funding Enclosed ☐ Request for Ministry Staff Assistance Enclosed

Table 7 – Council Approval

A resolution endorsing these targets:

21. ☐ is enclosed

☐ will be forwarded by ______________________, 1980

☐ is not included because ______________________

Comments:

Schedule 'D' Report No. 94
(Page 1)

Clause 1, Report No. 73, 1979

BY-LAW NO. 79-138

A BY-LAW TO AMEND BY-LAW NO. 8499, "RESTRICTED AREA (ZONING) BY-LAW OF THE CORPORATION OF THE CITY OF KINGSTON" (REZONE LANDS NORTH OF COUNTER STREET AND WEST OF DIVISION STREET TO INDUSTRIAL M, M.94, M.96 and FLOOD PLAIN FP)

PASSED: July 23 , 1979.

The Council of The Corporation of the City of Kingston enacts as follows:

1. By-Law No. 8499 of The Corporation of the City of Kingston entitled "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston" as amended, is hereby further amended by adding the following section as Section 31A:

SECTION 31A: GENERAL PROVISIONS FOR THE INDUSTRIAL ZONE 'M'

31A.1 Subject to compliance with the provisions of Section 5, the following provisions shall apply in M zones:

(a) farms,

(b) market gardens, horticultural nurseries or greenhouses,

(c) any manufacturing, compounding, processing, treating, assembling, repairing and packaging establishment which is not obnoxious by reason of the emission of contaminants as defined in The Environmental Protection Act, 1971 or its legal successor, and which has obtained a certificate of approval as required under the Act,

(d) distributing plants, trucking or freighting terminals, wholesale businesses, storage yards, storage buildings and warehouses,

(e) laboratories,

(f) laundries and cleaners,

(g) animal hospitals, kennels and shelters,

(h) a watchman's quarters,

(i) accessory buildings to any use permitted in M zone,

(j) accessory uses which are clearly subordinate to a use permitted in the M zone. These accessory uses include retailing provided that no accessory retail uses shall occupy an area which is greater than 25% of the total floor area of all buildings on the lot.

.../2

31A.2 The following regulations shall apply to lands, buildings or structures erected in M zones:

(a) Maximum Height.........................13.5m

(b) Minimum Front Yard...................15.0m

(c) Minimum Side Yard.....................7.5m

(d) Minimum Rear Yard.....................7.5m

(e) Minimum Lot Area...................2,200.0m^2

(f) Minimum Lot Width.....................36.5m

(g) Minimum Lot Depth.....................60.0m

(h) Maximum Lot Coverage....................60%

(i) For those uses listed in Section 31A.1(d) and similar uses, a minimum of 20% of the total lot area must be covered by buildings and/or a hard surface material such as concrete or asphalt.

(ii) For all other uses, the Minimum Lot Coverage shall be 20%.

(i) Off-Street Parking as per Section 5.3 of this by-law,

(j) Loading Facilities as per Section 5.4 of this by-law,

(k) Any permitted yard used for storage shall be screened by a hedge, a brick or stone wall or painted fence not less than 1.8m in height so that the contents of that storage area will not be visible from any public roadway.

2. By-Law No. 8499 is further amended by amending Zoning Maps 1, 2, 3, 8, 9 and 10 so as to zone the area located north of Counter Street and east of Division Street as M, M.94, M.96 and FP as shown on the copies of Zoning Maps Nos. 1, 2, 3, 8, 9 and 10 which are attached hereto and marked as Schedules "A", "B", "C", "D", "E" and "F" respectively; and Zoning Maps Nos. 1, 2, 3, 8, 9 and 10 referred to in Section 2.2 of By-Law No. 8499 are hereby repealed and the attached Zoning Maps Nos. 1, 2, 3, 8, 9 and 10 marked as Schedules "A", "B", "C", "D", "E" and "F" are substituted therefor, insofar as the property located north of Counter Street and east of Division Street is concerned.

3. By-Law No. 8499 is further amended by repealing Sections 94 and 96 and by substituting therefor the following:

94. On the approximately 0.8 ha parcel of land located on the south side of Dalton Avenue and designated M.94 on a copy of Zoning Map No. 2 attached to and forming part of By-Law No. 79-138 as Schedule "B", an auto-

matic weigh scale with a front yard of 3m shall be a permitted use.

96. On the approximately 12.34 ha parcel of land located on the north side of Counter Street, west of Lappan's Lane and designated M.96 on a copy of Zoning Map No. 9 attached to and forming part of By-Law No. 79-138 as Schedule "E", the following uses shall also be permitted:

i. Reconditioning and selling of used machinery.

ii. Scrap ferrous and non-ferrous metal storage and processing.

The land to be used for scrap ferrous and non-ferrous metal outside storage shall be restricted to an area on the subject property north of a line 58m from Counter Street to be adequately screened with said screening to be satisfactory to the City.

4. By-Law No. 8499 is further amended by repealing Sections 87, 88, 89, 90, 93, 95 and 105.

5. In this by-law, "m" shall mean "meters" and "ha" shall mean "hectares".

6. This by-law shall come into force and take effect on its passing, subject to the approval of the Ontario Municipal Board.

GIVEN FIRST AND SECOND READINGS July 9th , 1979.

GIVEN THIRD READING AND FINALLY PASSED July 23 , 1979.

M. C. Healy
CITY CLERK

Ken Keyes
MAYOR

REPORT NO. 95

October 22, 1980

To the Mayor and Members of Council:

The Downtown Core Committee reports and recommends as follows:

1. That Council determine, at the earliest opportunity, upon a strategy for the future of downtown.

2. That this strategy should be decided upon only after there has been maximum public input.

3. That a strategy for the downtown, once determined, be carried out and defended.

4. That, once Council has determined upon a strategy, and committed itself to this strategy, a member of staff be appointed to co-ordinate efforts, under the direction of Council. Guidelines must be established for this employee, who would likely be employed on a full-time contract basis, for a specified period of time.

5. That the Downtown Core Committee be maintained, with expanded representation, and its central role in the downtown revitalization process must be recognized. The Committee should be primarily involved in the on-going process of determination of strategy, and in the implementation of that strategy.

   It is further recommended that the expanded committee consist of representation from the following:

   City Council
   Downtown Business Association
   Chamber of Commerce
   The Public At Large
   Architects' Association
   Frontenac Historic Foundation
   Construction Association
   Social Planning Council

6. That the terms of reference of the Committee be expanded to include the following functions and projects:

- Overall downtown revitalization
- Princess Street Promenade (semi-mall)
- Beautification
- Sidewalk improvements and general maintenance
- Market Square improvements
- Waterfront walkway improvements and co-ordination
- Recommendations concerning improvements in downtown parking

(Note: Copies of the full report have been distributed to all members of Council)

Respectfully submitted

CHAIRMAN

REPORT NO. 96

October 27, 1980

To the Mayor and Members of Council:

The Chief Administrative Officer reports and recommends as follows:

1.(A) That Communication 665 from Queen's University to the Benefactors of Queen's University (i.e., those who have given at least $100. to the University) notifying that the City is eligible this year to nominate two members of the Board of Trustees, one for a 4 year term and one for a 3 year term, as follows, be considered:

(a) Under the Act of 1912 (General) - One Trustee to serve until April 30, 1985, in succession to Mr. T.D. French, Kingston, Ontario.

(Mr. French is eligible for re-election)

(b) Under the Act of 1916 - One Trustee to serve until April 30, 1984, in succession to Mr. G.C. Gray, Toronto, Ontario.

(Mr. Gray is eligible for re-election)

2.(A) That Communication 674 from The Corporation of the County of Frontenac enclosing the following resolution:

> *"That The Corporation of the County of Frontenac recommends to the City of Kingston that the County and the City jointly host the 1982 Association of Counties and Regions of Ontario."*

and suggesting that a delegate from County Council attend a future City Council Meeting to discuss the possibility of having such a convention, be considered.

3. That the tender of H.R. Doornekamp, in the amount of $5,287.50 for Contract 80-14W for the Placing of Cobblestones in Clarence Street be accepted, being the lowest tender received,

- and -

that the Mayor and City be authorized to execute Contract 80-14W.

(Note: Copy of Report of Commissioner of Works is attached as Schedule "A", 1 page)

4. That Contract 80-10W for Street "X" be amended:

   (a) to extend the time limit of 15 working days to 20 working days, and,

   (b) to authorize the following extra work:

   Extra Work No. 1

   Excavate rock in main sewer trench on a time, labour and materials basis in accordance with Clause 15 of the General Special Provisions of the contract at an estimated cost of $1,500.00.

(Note: Copy of Report of Commissioner of Works is attached as Schedule "B", 1 page)

5. That a by-law be presented to Council to amend By-Law No. 14, "A By-Law Relating to Sewers and Drains" to provide permission to Duyan Investments Limited to make a separate storm connection from 386-388 Princess Street to the combined sewer on Princess Street on the following conditions:

   (1) Control flow roof drains are installed.

   (2) A 3" diameter orifice plate is installed in the proposed storm manhole immediately behind the City walk.

   (3) The owner agrees to sign upon presentation a petition for the installation of storm sewers in Princess Street adjacent to the property being served.

(Note: Copy of Report of Commissioner of Works is attached as Schedule "C", 1 page).

See By-Law 2: No. 80-236

6. WHEREAS the Ontario Retail Sales Tax Branch of The Ministry of Revenue has now notified that their notice of October 3, 1980 (affirming the sales tax exemption of the Purchase of one A.B. Dick Model 360-CD Offset Duplicator for the net price of $11,151.87, Federal Sales Tax Exempt) was INCORRECT:

That Ontario Retail Sales Tax in the amount of $780.63 be authorized to be paid on the purchase of Offset Duplicator pursuant to Clause 7 of Report No. 84, 1980 to be charged to the appropriation, "Finance - New Equipment".

7. That the Report of the Chief Administrative Officer, attached as Schedule "D", 4 pages, concerning an Operational Review of Kingston Transit be received.

8. That the lease of 1,600 square feet of the second floor of the City's property at 19 Queen Street, known as 21A Queen Street, is hereby authorized to be leased to Kingston Artists Association Inc. at the rate of $300.00 per month for a three year period from May 1, 1980 to April 30, 1983 with the City to continue to be responsible for taxes, water rates and heating, but that there be a clause in the lease to provide that the annual rental rate be adjusted in accordance with an increase in the cost of utilities and services until the completion of the lease and any extension thereof;

- and -

That the Mayor and City Clerk are hereby authorized to execute the necessary lease agreement in form satisfactory to the City Solicitor.

(Note: Copy of Report of the City Solicitor is attached as Schedule "E", 3 pages).

Respectfully submitted,

R.J. Hamilton
Chief Administrative Officer

Schedule "A" to Report No. 96
(Page 1)

Memo to Mr. R.J.Hamilton, Chief Administrative Officer

Date October 23, 1980

Subject Contract 80/14W: Placing cobblestones in Clarence St

Origin Public Works Department

Analysis Three tenders were received as follows -

H.R.Doornekamp	$5,287.50
Hans & Gunther Ltd	$9,957.50 (corrected amount)
James MacInnes	$12,975.00

Financial Sufficient funds are available in the road reconstruction by-law to cover this work. (By-law 80-194)

Existing Policy Unless there is justification for doing otherwise the contract is awarded to the lowest tenderer.

Recommendation That Council award Contract 80/14W for the placing of cobblestones in Clarence St., to H.R.Doornekamp.

jc/gg

D.Graham, P.Eng
Commissioner of Works

Schedule "B" to Report No. 96
(Page 1)

Memo to Mr. R.J.Hamilton, Chief Administrative Officer

Date October 23, 1980

Subject Extension of time allowance and payment of an extra for rock excavation: Contract 80/10W - Street "X".

Origin Letter from the Contractor requesting time extension and the Public Works Department regarding the extra work for rock excavation.

Analysis The Contractor has been delayed in completing the work under the above contract because of -

1. Rock excavation for the length of the sewer which was not anticipated at the time the contract was prepared.
2. Additional time spent in grading of material dumped on site by unknown persons.
3. Co-ordination of contract work with a driveway entrance and culvert installed at a private property owners expense.

Financial The additional cost of rock excavation based on time, labour and materials in accordance with Clause 15 of the General Special Provisions of the contract will be approximately $1500.00. This will be within the funds provided by the construction by-law but in excess of the monies provided in the contract.

xisting Policy Council approval is required to exceed the contract amount previously awarded. Council may from time to time extend the time limit of the work in a contract where the contractor is delayed by circumstances beyond his control.

ecommendation

That the time limit under Contract 80/10W be extended from 15 working days to 20 working days and that the following extra work be authorized -

Extra Work No.1

Excavate rock in main sewer trench on a time, labour and materials basis in accordance with Clause 15 of the General Special Provisions of the contract at an estimated cost of $1500.00

/gg

for D.Graham, P.Eng
Commissioner of Works

Schedule "C" to Report No. 96
(Page 1)

Memo to Mr. R.J.Hamilton, Chief Administrative Officer

Date October 23, 1980

Subject Storm drainage connection from 386-388 Princess St to the combined sewer on Princess St

Origin Request from M.V.Shore Associates Ltd., dated October 3, 1980 on behalf of client.

Analysis The Developers have requested approval of the above connection to serve their internal site drainage system, roof drainage and weeper drainage.

The existing combined sewer is a 2'-6" x 3'-6" stone box sewer having no record of surcharge or maintenance problems and with sufficient excess capacity to accept the connection.

Existing Policy In the past Council has, on occasion, approved connection of storm drainage to combined sewers where storm sewers were not available and where storm flow would not adversely affect the public connected to the combined system.

ecommendation That notwithstanding the provisions of By-law No. 14 Duyan Investments Limited be permitted to make a separate storm connection to the combined sewer on Princess St., provided -

1. Control flow roof drains are installed .
2. A 3" diameter orifice plate is installed in the proposed storm manhole immediately behind the City walk.
3. The owner agrees to sign upon presentation a petition for the installation of storm sewers in Princess St adjacent to the property being served.

/gg

for D.Graham, P.Eng
Commissioner of Works

Schedule "D" to Report No. 96
(Page 1)

CORPORATION OF THE
CITY OF KINGSTON
OFFICE OF THE Chief Administrative Officer

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

Our Ref. No. 17-11.2

October 23, 1980

MEMORANDUM

TO: MAYOR KEYES AND MEMBERS OF COUNCIL

FROM: R.J. HAMILTON, C.A.O.

RE: PUBLIC UTILITIES COMMISSION - TRANSIT

We are forwarding herewith a copy of recent correspondence we received from the Public Utilities Commission concerning an operational review of the Kingston Transit System.

Would you please note that Mr. Bowie had directed that a copy of this be given to members of Council for their information.

R.J. Hamilton,
C.A.O.

RJH/sd
Encl.

Schedule "D" to Report No. 96
(Page 2)

OCT 22 1980

P.U.C.
a hydro utility
KINGSTON

PUBLIC UTILITIES COMMISSION
OF THE CITY OF KINGSTON
PHONE 546-1181

ELECTRIC, GAS, WATER AND TRANSIT SERVICES

FEE, P.ENG., GENERAL MANAGER
WIE, C.A., SECRETARY-TREASURER

COUNTER STREET
AT LAPPAN'S LANE
P.O. BOX 790
KINGSTON, ONTARIO
K7L 4X7

1980 10 22

Mr. R. Hamilton
Chief Administrative Officer
Corporation of the City of Kingston
City Hall
Kingston, Ontario
K7L 2Z3

Dear Mr. Hamilton:

Re: Operational Review of Kingston Transit

Attached is a copy of a letter received from the Ministry of Transportation and Communications which was considered at the Commission's Regular Meeting on Tuesday 1980 10 21.

The Commission agreed that a copy of this letter be sent to you for information of Council.

Yours faithfully,

A. Bowie
Secretary Treasurer

:jm
Enclosures (3)

Schedule "D" to Report No. 96
(Page 3)

Ontario

Ministry of
Transportation and
Communications

Tel: (416) 248-3785

Transit Office,
1201 Wilson Avenue,
3rd Floor, West Tower,
Downsview, Ontario.
M3M 1J8

File No. T 201-1

October 1, 1980.

Mr. J.K. Fee,
General Manager,
Public Utilities Commission,
City of Kingston,
P.O. Box 790,
Kingston, Ontario.
K7L 4X7

Dear Mr. Fee:

Re: Operational Review of Kingston Transit

I would like to acknowledge receipt of your letter of September 29, 1980, but regret to inform you that the review cannot be done directly by Transit Office staff with the assistance of the PUC as requested in your letter of March 17, 1980. Staff constraints and a very heavy workload at this time make that option impossible, but I can indicate that the Transit Office would be prepared to subsidize up to 75% of the cost of a study of the type being requested. The Municipality would be expected to pay the remaining 25% of the cost.

There are two main options that could be examined for carrying out a study of the type requested:

Alternative 1 - Independent Review

In this study a consultant would be retained to undertake all study tasks and prepare a report for presentation. This approach is the traditional consultant study.

Alternative 2 - In-House/Consultant Team

In this strategy a joint in-house consultant team would be formed to undertake the review. In this approach the consultant would act as a technical advisor with the actual analysis carried out by a PUC or Municipal employee. This method requires at least one full time dedicated individual with the major benefit being to train this individual to become sufficiently familiar with the procedures carried out, to conduct transit reviews on a regular basis in the future.

It is suggested that the study, regardless of approach, be placed under the control of a Technical Committee which is traditionally made up of the following representatives:

Transit General Manager
Transit Superintendent
Council Representative
City Planning Department
City Traffic and Streets Department
MTC Transit Office Representative
Consultant
Study Manager

As a result of the wide variety of items identified for study in the Transit Committee Report, the first task of the above committee should be to establish the terms of reference for such a study.

If you have any further questions on the above, I would request that you contact Allan Thompson of the Transit Office.

Yours truly,

ART;fs

L.R. Kidman,
Manager.

Schedule "E" to Report No. 96
(Page 1)

Office of the
City Solicitor
Our Ref. No. 80-629

MEMORANDUM

TO: Mr. R.J. Hamilton,
Chief Administrative Officer

FROM: Mr. Norman C. Jackson,
City Solicitor

DATE: October 24, 1980

RE: Kingston Artists' Association - Lease

Further to your memo of October 21, 1980, I supply the following background information. The issue raised at Council was with respect to an escalation clause. In the past the City has inserted in various leases a clause to the effect that the rent shall be increased in the following years of the lease on a yearly basis equivalent to the rise in the Consumer Price Index. The purpose of the clause, among others, was to provide for an increase in the cost of utilities which were to be paid for by the landlord, the City. Lately, in a number of leases which the City has entered into with cultural groups at the J.K. Tett Centre, the Parks Department have recommended to City Council, and City Council has accepted that the annual rental shall be adjusted in accordance with the increase in the cost of utilities. Of course, this is on the basis of the City being responsible for the utilities.

I have spoken with Mr. Lamb, our rental agent, concerning this issue and he has indicated that because there are a number of tenants in this building it would be preferrable for the City to pay for heating, lighting and water utilities. It would be very difficult, according to Mr. Lamb, to divide up the costs individually and he prefers to pay for the utilities as landlord. He has indicated that there is very little electricity and water used by this tenant and they, of course, share in the heat provided for the entire building.

I also asked Mr. Lamb about the rent at $300.00 a month and he indicated to me that because it is second floor space and because it is necessary to walk in through the kitchen of The Vaults restaurant, he considers the rent to be close to the economic rent and he recommends that the City renew the lease for the same rent.

You asked about The Vaults restaurant lease and other leases. The Vaults lease was entered into with 394990 Ontario Limited and is for approximately 2,500 square feet at an annual rental of approximately $14,000.00. This works out to approximately

.../2

$5.60 per square foot. Recent leases at the J.K. Tett Centre have been at approximately $1.25 per square foot. The proposed lease for the Kingston Artists' Association at $3,600.00 a year for approximately 1,600 square feet would be approximately $2.25 per square foot. As requested, I include a copy of the minutes from the Finance Committee when the Kingston Artists' Association made their original presentation on February 7, 1979.

In conclusion, as suggested by Mr. Lamb, I would recommend that the Kingston Artists' Association lease be renewed for the sum of $300.00 per month and that the City be responsible for the utilities, and that a clause be inserted into the lease, as has been done in other leases, that the annual rental rate be adjusted in accordance with an increase in the cost of utilities services until the completion of the lease and any extension thereof. I would also recommend that as in the previous lease, the space be used in accordance with all applicable City by-laws and that the City or the tenant may give notice to terminate to the other party upon 60 days notice.

NJackson

Norman C. Jackson,
City Solicitor

FINANCE MEETING NO. 5

FEB 7 1979

FILE
No. 3-7.11

CITY PROPERTY - LEASE OF - 19 QUEEN STREET - SECOND FLOOR -KINGSTON ARTISTS ASSOCIATION INC. (Ref. No. 3-7.11)

(79-127)

Mr. K. Lamb, Ms. Cyndra MacDowall, Gallery Director for the Kingston Artists Association Inc. and other representatives of the Association were present.

The Kingston Artists Association Inc. had offered to lease the premises at 19 Queen Street (Second Floor) from the City of Kingston at a rate of $250.00 per month ($3,000 annually) including heat and utilities and repairs and access as required by law for a period commencing 1st March 1979 to 1st May 1980 with first option to renew until 1984. Access for painting and setting up was requested by February 21st 1979.

Mr. Lamb said that during the last week he was informed by Mr. Dan Boraweck, Manager of "The Vaults", that the Liquor Control Board had advised them that an additional washroom must be installed inside of two months, for Hawthorne and the space above. If this is not done within two months, their liquor license will be taken away.

Mr. Lamb said that the Kingston Artists Association Inc. were asking to lease 1600 sq. ft. of the building. A new entrance is required for which money is already in the budget.

Ms. MacDowall said that the Association would be agreeable to a lease whereby it could be terminated upon two months notice. The Association realized that they are asking for a low rental. The Association is providing a service to the community. She pointed out that the space has not been rented and this would be putting the space to good use.

Mr. Healy pointed out that the Association would be operating as a public hall and would have to meet the requirements of the Public Halls Act.

Moved by Alderman Gerretsen, seconded by Alderman Bishop, and carried, that the Finance Committee is prepared to recommend to Council the leasing of 1600 sq. ft. on the second floor of the property at 19 Queen Street to the Kingston Artists Association Inc. for a period commencing March 1st 1979 to May 1st 1980 at a monthly rental of $300.00 with provision for cancellation of the lease upon two months notice subject to the following conditions:

a) That washrooms can be provided for Hawthorne and the Kingston Artists Association Inc. which meet the standards of the requirements of the Public Halls Act, Property Standards By-Law and whatever other government requirements and provision of the necessary exits at a sum not to exceed $5,000.

b) That use of the space by the Kingston Artists Association Inc. is in accordance with City by-laws.

Mr. Lamb was asked to report back to the Finance Committee with regard to the above matters by the next Finance Meeting so that if agreeable a recommendation could be presented to the meeting of Council scheduled for February 26th 1979.

COMMITTEE OF THE WHOLE (Cont'd)

MOTION

The following motion was referred by Council on October 20th to this meeting of the Committee of the Whole.

(1) Moved by Ald. Hawkins,
Seconded by Ald. McArthur,

WHEREAS the amount of more than a one million dollar deficit of the Transit Department is a great concern of this council;

AND WHEREAS the operations of the Transit system have ceased due to labour difficulties at this time;

AND WHEREAS there is an extraordinarily high percentage of the deficit related to the Dial-a-Bus system (approximately $1.80 per passenger):

AND WHEREAS there is a duplication of capital investment in supplying this evening service (cost replacement - 12 x $20,000. = $240,000.)

AND WHEREAS there are other viable alternatives to provide more efficient and improved evening service for the citizens of this municipality;

THEREFORE BE IT RESOLVED that this council respectfully request the Public Utilities Commission to study and implement a modified evening bus service immediately to replace the present Dial-a-Bus service.

* * *

(B) That Council rise from the Committee of the Whole and the Chairman report.

COUNCIL

REPORT OF THE COMMITTEE OF THE WHOLE

(C) That the Report of the Committee of the Whole be adopted, approved and confirmed.

MOTIONS

(1) Moved by Ald. Webb,
Seconded by Ald. Timmins,

That the sympathy of Council be extended to the family of the Late Michael Raftis.

NOTICES OF MOTION

BY-LAWS

(A) That By-Laws 1 to 3 be given their First & Second Readings.

(B) That By-Laws 3 to 10 be given their Third Reading.

BYLAWS (Cont'd)

(1) A By-Law to Amend By-Law No. 79-138, "A By-Law to Amend By-Law No. 8499, 'Restricted Area (Zoning) By-Law of The Corporation of The City of Kingston' (Rezone Lands North of Counter Street and West of Division Street to Industiral M, M.94, M.96 and Flood Plain FP)" (Prohibit Certain Uses in M Zone and Permit Certain Uses in M.96 Zone).

FIRST & SECOND READINGS
Clause 1, Report No. 94, 1980 PROPOSED NO. 80-235

(2) A By-Law to Amend By-Law No. 14, "A By-Law Relating to Sewers and Drains" (Storm Sewer Connection to Combined Sewer - 386-388 Princess Street).

FIRST & SECOND READINGS
Clause 5, Report No. 96, 1980 PROPOSED NO. 80-236

(3) A By-Law to Confirm the Proceedings of Council at its Meeting Held on October 27, 1980.

THREE READINGS
City Council Meeting No. 53, 1980 PROPOSED NO. 80-237

(4) A By-Law to Authorize the Reconstruction of the Concrete Sidewalk (1.83 m wide) in Ontario Street East Side from 40.23 m South of Barrack Street Southerly 20.24 m, under the Provisions of Section 8 of *The Local Improvement Act.*

THIRD READING
Clause 15, Report No. 64, 1980 PROPOSED NO. 80-163

(5) A By-Law to Authorize the Construction of a Concrete Sidewalk, 1.5 m Wide, on the West Side of Napier Street from Scott Street to Dunlop Street Under the Provisions of Section 7 of *The Local Improvement Act* (Petition).

THIRD READING
Clause 4, Report No. 70, 1980 PROPOSED NO. 80-181

(6) A By-Law to Authorize the Reconstruction of the Concrete Sidewalk on the East Side of Ontario Street from Johnson Street Southerly 85.34 m Under the Provisions of Section 7 of *The Local Improvement Act.* (Petition)

THIRD READING
Clause 14, Report No. 70, 1980 PROPOSED NO. 80-182

(7) A By-Law to Authorize the Reconstruction of the Asphalt Pavement in Ontario Street from William Street to Johnson Street Under the Provisions of Section 7 of *The Local Improvement Act* (Petition).

THIRD READING
Clause 15, Report No. 70, 1980 PROPOSED NO. 80-183

(8) A By-Law to Authorize the Construction of Curb, Gutter and Boulevard on the East Side of Ontario Street from Johnson Street Southerly 88.39 m Under the Provisions of Section 7 of *The Local Improvement Act* (Petition).

THIRD READING
Clause 16, Report No. 70, 1980 PROPOSED NO. 80-184

BYLAWS (Cont'd)

(9) A By-Law to Amend By-Law No. 80-20, "A By-Law to Authorize the Construction of a Storm Sewer in Clarence Street from Ontario Street Easterly 107.59 m, Including in the City's Share a Sanitary Sewer Service, Under the Provisions of Section 7 of *The Local Improvement Act* (Petition)" (Additional Increased Costs).

THIRD READING PROPOSED NO. 80-201
Clause 18, Report No. 74, 1980

(10) A By-Law to Temporarily Close King Street Between Lower Union Street and Lower University Avenue on Tuesday, November 11, 1980 From 10:30 a.m. to 11:30 a.m. for Community Purposes.

THIRD READING PROPOSED NO. 80-233
Clause 6, Report No. 92, 1980

UNFINISHED BUSINESS

ADJOURNMENT

CITY COUNCIL MEETING NO. 53

The Regular Meeting of City Council was held on Monday, October 27, 1980 commencing with an In Camera session from 7:00 p.m. to 8:00 p.m. in the Loyalist Room, City Hall, and continued in the Council Chamber at 8:00 p.m. Acting Mayor Ald. Gerretsen presided.

(Loyalist Room)

ROLL CALL

Acting Mayor Ald. Gerretsen, Ald. Bishop, Ald. Clements, Ald. Gorham, Ald. Hawkins, Ald. Knapp, Ald. Lampropoulos, Ald. McArthur, Ald. Miller, Ald. Tarnowecky, Ald. Webb (11)

ADMINISTRATIVE STAFF PRESENT

Mr. R.J. Hamilton, Chief Administrative Officer;
Mr. D.R. Fluhrer, Commissioner of Parks & Recreation;
Mr. M.C. Healy, City Clerk;
Mr. B.G. Cousens, City Treasurer;
Mr. N.C. Jackson, City Solicitor.

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COMMITTEE OF THE WHOLE IN CAMERA

(A) Moved by Ald. Bishop,
Seconded by Ald. Clark,

That Council resolve itself into the Committee of the Whole In Camera to consider the following items:

(1) Land Sale - Champlain Park.

(2) Land Acquisition - "Bargain Barn" - North Street Hill.

(3) Land Acquisition - John L. Smith - Little Cataraqui Creek Area, South of Princess Street.

(4) Land Acquisition - 10 Auld Street.

CARRIED

(Council Chamber)

ROLL CALL

Acting Mayor Ald. Gerretsen, Ald. Bishop, Ald. Clark, Ald. Clements, Ald. Gorham, Ald. Hawkins, Ald. Knapp, Ald. Lampropoulos, Ald. Matthews, Ald. McArthur, Ald. Miller, Ald. Tarnowecky, Ald. Timmins, Ald. Webb (14)

ADMINISTRATIVE STAFF PRESENT

Mr. R.J. Hamilton, Chief Administrative Officer;
Mr. M.C. Healy, City Clerk;
Mr. G. Muirhead, Director of Planning;
Mr. B.G. Cousens, City Treasurer;
Mr. D. Graham, Commissioner of Works;
Mr. N. Jackson, City Solicitor.

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53

(B) Moved by Ald. Clements,
Seconded by Ald. Gorham,

That Council rise from the Committee of the Whole In Camera without reportin

CARRIED

MINUTES

Moved by Ald. Lampropoulos,
Seconded by Ald. Matthews,

That the Minutes of City Council Meeting No. 51 held on Tuesday, October 14, 1980 be confirmed.

CARRIED

COMMUNICATIONS

Council consented to the addition of Communication Nos. 685 to 691.

Which had been Referred to the Planning Board & the Downtown Core Committee

(668) From the T. Eaton Realty Co. Limited stating that they are unable to justify further activity in the Kingston market for the following reasons:

(1) Because of existing suburban competition, it is their feeling that the downtown has suffered considerably and is in serious danger of further disintegration.

(2) The size of the market is such that, with developments like that indicated by Cadillac Fairview, the opportunity for the preservation and redevelopment in the downtown disappears.

T. Eaton Realty feels that a sympathetically designed retail development with one or two more department stores reasonably associated with existing downtown retail, governmental and other facilities, could be a major factor in efforts to save the downtown.

(Note: Copies have been distributed to all members of Council)

File No. 4-3.6

COMMUNICATIONS (Cont'd)

Which had been Referred to the Planning Board

(669) From the Ministry of Natural Resources advising that the Napanee Administrative District is currently preparing a land use strategy as part of the province-wide Ministry of Natural Resources Strategic Land Use Planning process.

The purpose of the Napanee District Land Use Strategy is to outline how the Ministry wishes to use public land and water, or influence the use of private land in the District to achieve the objectives of the outdoor recreation, resource products, and land management programs of the Ministry. It will also state what the Ministry of Natural Resources wishes to achieve as a result of co-operative efforts with their government agencies, municipalities and land owners. The planning period is for the years 1981 to 2001.

It is anticipated that a report entitled "Napanee District Land Use Strategy - Background Information" will be available for distribution by late November. Also, a public information tabloid is being prepared by the six districts in the Eastern Ontario Region. This will outline in general terms the purpose of district land use strategies and provide insight into some of the resource management programs of the Ministry. Copies of this will also be available in November.

File No. 17-9

Filed

(670) Copy of a letter to Mrs. Geraldine Tepper, Barrister & Solicitor, from the Liquor Licence Board of Ontario regarding an application for a dining lounge licence at the Lucky Palace Restaurant, 659 Princess Street, Kingston.

The Board has advised Mrs. Tepper that since her client has not been able to bring the premises approved for licensing into operation expeditiously, their approval to the issue of the said licence under date of December 7, 1978 has been withdrawn.

File No. 12-6

(671) Copy of a letter to Mr. A. Zimmerman from the Ministry of Housing advising that final approval was given on October 8, 1980 for the 7 unit apartment, Pt. of William St. & Pt. of Barrie St. and Lots 56 & 57, City of Kingston. (Condominium Plan Approval)

File No. 3-12.4-2

(672) From the Ministry of Housing advising that following the 1979 amendment to The Planning Act (Section 35a) which re-established provisions for site plan control, the Ministry published an explanation of this section of the legislation, a copy of which was forwarded. This explanation is an expansion of the special bulletin published earlier by the Ministry.

File No. 20-12

COMMUNICATIONS (Cont'd)

Referred to the Chief Administrative Officer

(673) From the Ontario Humane Society advising that research has begun towards a better solution to the spaying and neutering of animals. A chemical has been developed which can be injected into an animal by lay personnel, working in shelters or pounds, which would prevent the animal from breeding.

The second phase of the research is now underway and has been financed by the Ontario Humane Society, the Animal Welfare Foundation of Canada, the Canadian Veterinary Research Trust Fund and by donations from individuals and organizations mainly in Ontario.

In order to ensure that the research can be carried on as necessary, the Humane Society is trying to raise a veterinary research fund of $300,000. They suggest that if each municipality were to contribute 1¢ for each taxpay the fund would be guaranteed.

Since the first results of Phase 2 are sufficiently encouraging, the Humane Society believes that, in simple economic terms, unless some solution such a this is developed, municipalities will continue to spend an increasing amount of money on animal control.

File No. 7-3

Referred to the Committee of the Whole - October 27, 1980

(674) From Mr. J.E. Taylor, Clerk-Administrator, Court House, Kingston, advising that at the last session of Frontenac County Council held on October 14 and 15, 1980, the following resolution was passed:

> "That the Corporation of the County of Frontenac recommends to the City of Kingston that the County and the City jointly host the 1982 A.C.R.O. convention".

Mr. Taylor states that it has been suggested that a delegate from County Council attend a City Council meeting to discuss the possibility of having such a convention. (See Clause 2(A), Report No. 96)

File No. 1-8

Filed

(675) From the Hon. Lorne Maeck, Minister of Revenue, acknowledging receipt of the City of Kingston's letter requesting the adjustment of assessments in the City. (R. 73 (2) 80).

The Minister advises that Mr. W. Donohue, Director of Field Operations of the Property Assessment Division, has been requested to prepare a revised Assessment Roll for taxation in 1981, together with a tax impact study. The City of Kingston will have the opportunity to review the data before finally deciding whether to implement it.

File No. 1-3.2

COMMUNICATIONS (Cont'd)

Referred to the Local Architectural Conservation Advisory Committee

(676) Copy of Order No. R-31491 of the Railway Transport Committee of the Canadian Transport Commission authorizing, upon the implementation by the Canadian National Railway of their Phase II Servocentres situated within the Belleville Division, the C.N.R. to REMOVE:

a) the agency position located in KINGSTON, on Montreal Street;

and

b) the Station Buildings at KINGSTON, on Montreal Street.

File No. 6-2.2

Referred to the Mayor

(677) From Mr. J.E. Taylor, Clerk-Administrator, advising that the County of Frontenac does NOT wish to appoint a representative to the committee set up to examine amalgamation of lands in the Townships of Kingston and Pittsburgh. (City Council Meeting No. 42, Motion (2), Page 1615).

File No. 1-2.9

Which had been Referred to the Commissioner of Works

(678) From the Ontario Good Roads Association advising of their 1981 Convention which will be held at the Royal York Hotel, Toronto, February 23rd, 24th and 25th, 1981. The Association has requested that resolutions concerning road problems should be submitted by January 9th and names of employees who qualify for Long Service Certificates should be forwarded by January 2nd, 1981.

File No. 16-4.1

Referred to the Special Committee on Downtown Redevelopment and to the Downtown Core Committee

(679) From Chartwood Developments Limited clarifying their position re Kingston Downtown Revitalization.

Chartwood advises that they are not prepared to expend any more monies in the development of the Eaton Centre project in light of the announcement made by Cadillac-Fairview of their intent to proceed, together with their named tenant (Simpsons Limited), with construction of Cataraqui Mall commencing in the spring of 1981.

In addition, Chartwood also advises that should Cadillac-Fairview withdraw its commitment to proceed, then they would be prepared to reconsider this position if the circumstances at that particular time made sense from all points of view to do so.

File No. 4-3.6

(Note: Copies have been distributed to all members of Council)

COMMUNICATIONS (Cont'd)

Referred to the Chief Administrative Officer

(680) From Mr. Jack Chisholm, President of Downtown Kingston Senior Citizen Apartme (Heritage Court, 179 Queen Street) requesting financial assistance from the City.

Mr. Chisholm advises that their 1980 financial statement shows a loss and the fore are looking to the City for a grant of $7,000.00 to cover this loss. Mr. Chisholm also states that in the four years that they have been operating this apartment, they have only had to turn to the City once for assistance, at which time they met with favourable response.

File No. 7-3

(681) Copy of a letter to Mr. Jack Chisholm from Mayor Keyes re Communication No. (680).

Mayor Keyes has reminded Mr. Chisholm that last year when the City agreed to assist financially, it was on the understanding that it was not to be considered a precedent. It was also the City's understanding, at that time, that the request was largely based on the initial start-up problems of attempting to run a facility and that after the first year, revenue would be sufficient to cover expenditures.

Mayor Keyes has also reminded Mr. Chisholm that the City of Kingston does not own or operate the senior citizens building on Bagot Street, but that it is operated by the Kingston Housing Authority, a totally independent body to which the City does not make any contribution. The Ontario government has now accepted full responsibility for the operation of all units administered by the Kingston Housing Authority and pay any and all deficits on the operation. Although Mr. Chisholm has suggested that this facility caused part of his vacancy rate, Mayor Keyes has stated that this cannot be the means of justification for seeking financial assistance.

File No. 7-3

Filed

(682) From Mr. D.A. Gordon, Clerk for the Township of Kingston, advising that as a result of the nominations on October 20, 1980, Mr. Joseph A. Courneya, 275 Alfred Street, Kingston, was acclaimed to the Frontenac County Board of Education as the Separate School Trustee representing the Frontenac County municipalities.

File No. 5-2

(683) Copy of a letter to The Honourable Jean Luc Pepin, Minister of Transportation, from The Honourable Keith Norton, Minister of Community and Social Services, advising that he shares the concerns of the City of Kingston with regard to the removal of the existing Customs Service on Wolfe Island's east end. (R. 76 (14) 80).

File No. 6-2

COMMUNICATIONS (Cont'd)

Filed

(684) From the Liquor Licence Board of Ontario forwarding the following details pertaining to the licensing of the Top Card Restaurant, 35 Rideau Street, Kingston:

EXISTING

DINING LOUNGE	MAIN FLOOR	66 PERSONS
UNLICENSED COFFEE SHOP	MAIN FLOOR	32 PERSONS
UNLICENSED BANQUET ROOM	BASEMENT	108 PERSONS

PROPOSED

DINING LOUNGE NO. 1	MAIN FLOOR	66 PERSONS
DINING LOUNGE NO. 2	MAIN FLOOR	32 PERSONS
UNLICENSED BANQUET ROOM	BASEMENT	108 PERSONS

File No. 12-6

(685) From Diana Abramsky, President, Thyroid Foundation of Canada, thanking the City for its grant of $250.00 in support of this newly formed organization.

File No. 7-3

(686) From the Township of Pittsburgh advising that Mr. Gerald A. Chubb, R.R.#1, Kingston, was acclaimed to the Frontenac County Board of Education as School Trustee on October 20, 1980.

File No. 5-2

Referred to the Committee of the Whole

(687) From Mrs. Irene Mooney, Corresponding Secretary, Association of Women Electors, requesting that the City consider writing to the Minister of Education of the Province of Ontario to ask that the jurisdiction of the Frontenac County Board of Education be split to permit the reversion of the City's system to an autonomous municipal Board of Education, for the following reasons:

- the larger area board costs too much, particularly for the city taxpayer who sees that he is paying for suburban expansion, while his own services are reduced and schools are closed;
- there is a loss of representation from the city because of the system of choosing representatives by assessment rather than by population, or by a formula combining population and assessment;
- closer or more local representation would increase local, municipal input, especially into the budgetary process, and especially in view of current localized problems in the older urban area.

File No. 6-5

COMMUNICATIONS (Cont'd)

Referred to the Chief Administrative Officer

(688) From Mrs. Irene Mooney, Corresponding Secretary, Association of Women Electors, requesting that the City direct to the appropriate municipal departments the following concerns about Blocks A, B and D of Marina City:

Block A:	That the fencing around this site be improved both as to appearance and stability, or even replaced, for safety considerations.
Block B:	A large trailer has been parked on this site for some time and Mrs. Mooney has questioned whether this long-term parking contravenes any City by-law. There are also piles of iron reinforcing rods on the property and a waste bin that should be removed.
Block D:	Mrs. Mooney is concerned about the great amount of fill that is going onto this site, especially over the ends of Earl and William Streets.

File No. 24-2

Referred to the Chief Administrative Officer

(689) From the Sydenham Ward Tenants' and Ratepayers' Association advising that they passed the following resolution on October 15, 1980:

> that the City of Kingston be asked to inspect the sites known as Blocks A and B of Marina City, to ascertain whether they meet safety standards under the appropriate bylaws, and to take whatever steps are deemed necessary to ensure that they do; and further, that the City be asked to take whatever action is deemed necessary to improve their appearance until building should commence or recommence.

File No. 24-2

Referred to the Planning Board

(690) From the Ministry of Housing re Community Services Contribution Program - Neighbourhood Improvement Component - 1981 Allocations. The Ministry advises that the Federal Government is in the process of reviewing the entire Community Services Contribution Program and there is a clear indication that this might be one of the programs to be cut in the near future.

The Provincial Ministers responsible for C.S.C.P. delivery have unanimously stated their objection to the Federal Government's intention to "reconsider" the agreement and issued a joint communique to this effect, a copy of which was forwarded.

(Note: Copies were distributed to all members of Council)

File No. 8-3.16

COMMUNICATIONS (Cont'd)

Referred to the Planning Board

(691) From Sands, Pattenden, Gay & Kemp, Solicitors for I. Cohen & Company Limited, asking Council not to support the Planning Board resolution of October 22, 1980 regarding the Kimco property on Counter Street which recommended that the uses enjoyed by Kimco not being permitted on the new industrial zone north of Counter Street. Mr. Cohen feels this recommendation has not been based on planning principles.

File No. 25-2-4.21

COMMITTEE OF THE WHOLE

(A) Moved by Ald. McArthur,
Seconded by Ald. Miller,

That Council resolve itself into the Committee of the Whole to receive delegations, reports and a motion.

CARRIED

(B) Moved by Ald. Lampropoulos,
Seconded by Ald. Matthews,

That Council rise from the Committee of the Whole and the Chairman report.

CARRIED

REPORT OF THE COMMITTEE OF THE WHOLE

The Chairman reported that the following delegations, reports and motion were considered in the Committee of the Whole:

DELEGATIONS

(1) Mr. J. Lettner, Assistant Deputy Minister of Revenue made a presentation concerning the application of Section 86 of The Assessment Act, i.e., revise assessment of property within classes of assessment to make the assessed values more equitable.

(Note: Copies of brief were distributed to all members of Council)

Ald. McArthur withdrew at 9:00 p.m. and returned at 9:05 p.m.
Ald. Knapp withdrew at 9:03 p.m. and returned at 9:07p.m.

(2) Mr. Bern Petker, Project Co-Ordinator, Community Housing Branch, Minister of Housing, was present, re clauses 4 and 5 of Report No. 94 concerning the Annual Housing Review 1981.

Ald. Tarnowecky withdrew at 9:20 p.m. and returned at 9:25 p.m.

REPORTS

Report No. 93 - Committee of the Whole

Moved by Ald. Tarnowecky,
Seconded by Ald. Webb,

That Report No. 93 of the Committee of the Whole In Camera be received and adopted, clause by clause.

REPORT NO. 93

October 20, 1980

To the Mayor and Aldermen:

The Committee of the Whole reports and recommends as follows, from its "In Camera" meeting of October 20, 1980:

1. That the offer of the Chairman of the Board of Arbitration between The Kingston Firefighters Association and The Corporation of the City of Kingston to extend the mandate of the Board to consider a three year contract between the parties be accepted, on the understanding:

   a) that there will be a period of one month, ending November 21, 1980, for The Firefighters Association and the City of Kingston to further negotiate a three year contract; and

   b) that, if the negotiations do not result in a settlement, the Board of Arbitration, based on evidence that has been submitted, would render a decision on a three year contract.

CARRIED

Respectfully submitted,

Chairman

REPORTS (Cont'd)

Report No. 94 - Planning Board

Ald. Clements presented Report No. 94 of the City of Kingston Planning Board

Moved by Ald. Clements,
Seconded by Ald. Timmins,

That Report No. 94 of the Planning Board be received and considered, clause by clause.

REPORT NO. 94

October 22, 1980

To the Mayor and Aldermen:

The City of Kingston Planning Board reports and recommends as follows:

1. WHEREAS KIMCO Metals Limited has made representations to the Planning Board concerning By-Law No. 79-138, A By-Law to Rezone Lands North of Counter Street and West of Division Street to Industrial M, M.94, M.96 and Flood Plain);

THEREFORE BE IT RESOLVED THAT Zoning By-Law No. 79-138, A By-Law to Rezone Lands North of Counter Street and West of Division Street to Industrial M, M.94, M.96 and Flood Plain FP) be amended as follows:

A. In Section 1 of By-Law No. 79-138:

a) After the heading which reads as follows:
"31.A.1 Subject to compliance with the provisions of Section 5, the following provisions shall apply in M zones:"

the following new heading shall be inserted:

"31A.2 The following uses only shall be permitted in M zones:"

b) Add a new Section 31A.3 which shall read in full as follows:

"31A.3 The following uses shall be prohibited in M zones:

a) reconditioning and selling of used machinery,

b) scrap ferrous and non-ferrous metal storage and processing,

c) fabrication of structural steel products,

d) junk yards and scrap metal yards."

c) Change Section 31A.2 to Section 31A.4 so that the heading for this Section shall now read in full as follows:

"31A.4 The following regulations shall apply to lands, buildings or structures erected in M zones:"

REPORTS (Cont'd)

Report No. 94 - Planning Board

1. (Cont'd)

B. In Section 3of By-Law No. 79-138, after the following two permitted uses identified in Section "96.i" and "96.ii" and which read in full as follows:

"i. Reconditioning and selling of used machinery.

ii. Scrap ferrous and non-ferrous metal storage and processing."

add the following two permitted uses as Sections "96.iii" and "96.iv":

"iii. fabrication of structural steel products,

iv. junk yards and scrap metal yards."

(Note: Copy of the body of By-Law No. 79-138 is attached as Schedule 'D' - 3 pages)

(See By-Law 1: No. 80-235)

REFERRED BACK TO THE PLANNING BOARD
(See following motion to refer)

Moved by Ald. Hawkins,
Seconded by Ald. Gorham,

That Clause 1 be referred back to the Planning Board and to the City Solicitor for a report.

CARRIED
Ald. Matthews, Ald. Timmins & Ald. Webb opposed

2. That the Cataraqui Region Conservation Authority be informed that the City of Kingston has no objection to the renewal of a fill permit granted to Irving Rosen (In Trust) with respect to filling on lands located on Lot 22, Concession III, City of Kingston.

(Note: Letter from the Cataraqui Region Conservation Authority is attached as Schedule 'A' - 1 page)

CARRIED

REPORTS (Cont'd)

Report No. 94 - Planning Board

3. WHEREAS By-Law No. 8820 as amended prevents issuance of a building permit for the proposed 89 unit apartment building for Homestead Land Holdings Limited (west side Ontario Street at West Street) until land is conveyed to the City, or cash in lieu of land is accepted by the City for park purposes; and

WHEREAS Homestead Land Holdings Limited has offered to convey a nearby parcel of land and water to the City in satisfaction of By-Law No. 8820; and

WHEREAS the Commissioner of Parks and Recreation has recommended that the offer be accepted;

THEREFORE BE IT RESOLVED THAT property between West and Simcoe Streets, as approximately delineated on a plan by the City Planning Department dated September 24, 1980, be conveyed to the City in satisfaction of By-Law No. 8820, conditional upon the owner entering into an agreement with the City establishing conditions for the conveyance of this property to the City in a manner and form which is suitable for the proposed use to the satisfaction of the City.

(Note: Map of the area proposed to be conveyed to the City is attached as Schedule 'B' - 1 page)

CARRIED

4. WHEREAS the Ministry of Housing has requested the City to complete the Annual Housing Review to assist in financial planning; and

WHEREAS the need for seventeen family rent-geared-to-income units was identified from the applications on file with the Kingston Housing Authority;

THEREFORE BE IT RESOLVED that the Annual Housing Review be adopted, endorsing these targets.

(Note: A copy of the Annual Housing Review 1981 is attached as Schedule 'C' - 4 pages. This resolution has been amended in accordance with an earlier decision of Council, referring this back to the Planning Board)

REFERRED BACK TO THE PLANNING BOARD
(See following motion to refer)

Moved by Ald. Clements,
Seconded by Ald. Matthews,

That Clause 4 be referred back to the Planning Board for reconsideration and that the Board also be requested to consider the housing needs of the disabled.

CARRIED

REPORTS (Cont'd)

Report No. 94 - Planning Board

5. WHEREAS a Need and Demand Survey to ascertain the need for assisted housing was carried out in the City of Kingston during 1980; and

WHEREAS the Planning Board is of the view that the results of this survey are open to question because of the methods and means of sampling used for this survey;

THEREFORE BE IT RESOLVED that the Minister of Housing be informed that the City of Kingston recommends that a further survey of need and demand for assisted housing units be conducted in 1981, such survey to be more comprehensive than that undertaken by the City, with assistance from the Ministry of Housing, during 1981.

REFERRED BACK TO THE PLANNING BOARD
(See following motion to refer)

Moved by Ald. Clements,
Seconded by Ald. Matthews,

That Clause 5 be referred back to the Planning Board for reconsideration.

CARRIED

(Note: Clauses 4 and 5 were originally passed by the Planning Board at its meeting of October 8, 1980)

Respectfully submitted,

Chairman.

Schedule 'A' to Report No. 94
(Page 1)

CATARAQUI REGION CONSERVATION AUTHORITY

CATARAQUI REGION CONSERVATION AUTHORITY

R.R. No. 1 • *Glenburnie, Ontario K0H 1S0* • *546-9965*

File: OPS 3-7 LCC
ROSEN, IRVING
(In Trust)

October 10, 1980

Corporation of the City of Kingston
City Hall
Kingston, Ontario
K7L 2Z3

Attention: Mr. M. C. Healy, City Clerk

Gentlemen:

Re: Fill Permit Renewal - IRVING ROSEN (In Trust)
Lot 22, Concession III, City of Kingston
(KIMCO Steel, 325 Counter Street)

The Cataraqui Region Conservation Authority has previously granted a land fill permit to Irving Rosen (In Trust) in accordance with the enclosed plan (s). The limits of the approved fill site are outlined in red on the said plan (s).

This permit expires on December 31, 1980. In a letter dated October 1, 1980, Mrs. Hamilton requested that this permit be renewed for the 1981 calendar year.

The comments of your council are requested as soon as possible. If comments have not been received by November 10, 1980 it will be assumed that you do not have any.

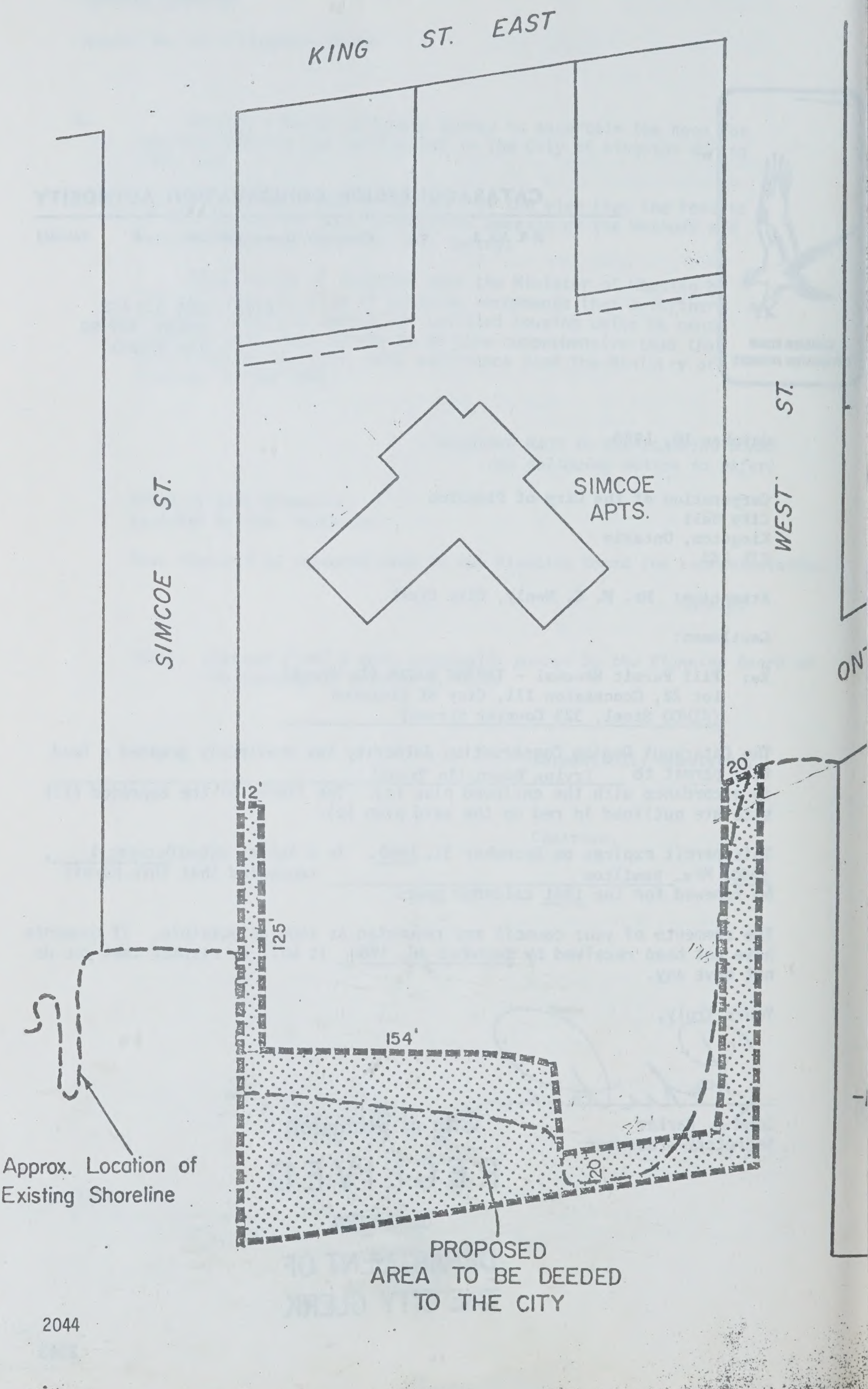
Yours truly,

John Parker

John A. Parker
Secretary-Treasurer

City of Kingston
RECEIVED
OCT 15 1980
DEPARTMENT OF
THE CITY CLERK

Schedule 'B' to Report No. 94
(Page 1)


KING ST. EAST
SIMCOE ST.
WEST ST.
SIMCOE APTS.
ON
12'
125'
154'
20'
20'
Approx. Location of Existing Shoreline
PROPOSED AREA TO BE DEEDED TO THE CITY

2044

CITY OF KINGSTON PLANNING DEPARTMENT SCALE: 1" = 60' (Approx.)

Schedule 'C' to Report No. 94
(Page 1)

Annual Housing Review 1981
Form A

Date *Sept. 1980*

Region/Municipality *City of Kingston*

Geographic Code

In an effort to continuously upgrade and encourage provincial government assistance to and cooperation with municipalities, the Annual Housing Review 1981 (AHR '81) now includes the following questions associated with the program administration:

(Please (✓) the appropriate box.)

1. Do you have sufficient information on assisted housing programs?

Yes 22. ☒ No ☐

2. If 'NO', on which programs do you require additional information?

23.

Municipal Non–Profit	Private Non–Profit	Co–op.	Rural Senior Citizen Housing	Rent Supplement
☐	☐	☐	☐	☐
Private Assisted Rental	Municipal Public Housing	Provincial Public Housing	Municipal Housing Statements	
☐	☐	☐	☐	

3. Has the information you have received on various programs been satisfactory?

Yes 24. ☐ No ☒

4. If 'NO', please indicate how you think it could be improved.

COMMENTS: *See question 6 and letter attached.*

5. Have Ministry personnel been helpful in meeting your information and assistance needs?

Yes 25. ☐ No ☐

6. Please specify any improvements that you think could be made.

COMMENTS: *In the Municipal Non-Profit Manual a table of contents should be provided and the Sections properly named and numbered. Recent revisions referred to Sections not identifiable in the Copy received here. Although a letter was sent requesting the missing parts to which reference was made no response has yet been received. (See copy of letter attached).*

Please return this form to:
Ministry of Housing
Market Surveys Section
101 Bloor St.W., 13th Fl.
Toronto, Ontario M5S 1P8

Thank you for your cooperation.

Schedule 'C' to Report No. 94
(Page 2)

Ministry
of
Housing
Ontario

Questionnaire

Annual Housing Review '81

Code

Region/Municipality of *City of Kingston* Date *September 1980*

This questionnaire is comprised of seven tables.

Where the municipality has identified programs the appropriate table should be completed. For those who have not selected a specific program, but who have identified a need, Table 5 should be completed.

Ministry of Housing staff is available to work with the municipality to determine which program is the most suitable.

Table 1 – Non-Profit Housing Program

Program Highlights (see Ministry outlines for details.)
Provides integrated housing with up to 50% of senior citizen or up to 25% of family housing projects at rents geared to income. The remaining units are made available at market rents.

	A. Senior Citizen Housing	1981		1982		1983	
		New[1]	Rehab.	New	Rehab.	New	Rehab.
1.	1. Municipal Non-Profit [2]						
2.	2. Private Non-Profit						
3.	3. Co-operatives						
4.	4. Provincial Non-Profit						

	B. Family Housing	1981		1982		1983	
		New[1]	Rehab.	New	Rehab.	New	Rehab.
5.	1. Municipal Non-Profit [2]						
6.	2. Private Non-Profit						
7.	3. Co-operatives						
8.	4. Provincial Non-Profit						

1. "New" means new construction. "Rehab." means existing buildings for conversion or rehabilitation.
2. Only those municipalities with or expecting to establish a municipal non-profit corporation should indicate their projections.

Schedule 'C' to Report No 94
(Page 3)

Annual Housing Review '81 cont'd.

Table 2 – Assisted Rental Housing Programs

Program Highlights (see Ministry outlines for details.)
Up to 100% of the units in a senior citizen or family housing project may be made available with rents geared to income.

	A. Senior Citizen Housing	1981		1982		1983	
		New[1]	Rehab.	New	Rehab.	New	Rehab.
9.	1. Municipal Assisted Rental Housing [3]						
10.	2. Private Assisted Rental Housing (PAR) [4]						
11.	3. Provincial Assisted Housing [5]						

	B. Family Housing	1981		1982		1983	
		New[1]	Rehab.	New	Rehab.	New	Rehab.
12.	1. Municipal Assisted Rental Housing [3]						
13.	2. Private Assisted Rental Housing (PAR) [4]						
14.	3. Provincial Assisted Housing [5]						

3. Units the municipality wishes to develop and manage itself.

4. Units the municipality wishes to be built and managed by the private sector.

5. Units the municipality wishes to be built by the Ministry of Housing and operated by a Housing Authority.

Table 3 – Rent Supplement Housing Program

Program Highlights (see Ministry outlines for details.)
The Ministry enters into an agreement with a Private Landlord to supplement the rents for up to 25% of his units. (Under N.H.A. Section 44 (1) (a)).

		1981	1982	1983
15.	A. Senior Citizen Housing			
16.	B. Family Housing	17		

Note: This figure should not repeat any rent-geared-to-income units included in a Non-Profit target, thus there should not be duplication with the preceding tables. Rent-geared-to-income units must be targeted for the specific program under which they will be developed, e.g., Non-Profit Assisted Rental.

Table 4 – Rural Senior Citizen Rental Housing Program

Program Highlights (see Ministry outline, Public Housing Assistance, for details.)
Provides Senior Citizen rental housing in municipalities with populations under 2500; 100% of the units rent-geared-to-income.

		Projected Units		
		1981	1982	1983
17.	A. Senior Citizen Housing			

Schedule 'C' to Report No. 94
(Page 4)

Table 5 – Housing Need For Which A Program Has Not Been Identified

		1981	1982	1983
18.	A. Senior Citizen Rent-Geared-To-Income			
19.	B. Family Rent-Geared-To-Income			

Table 6 – Municipal Housing Statement

Program Highlights (see Ministry outlines for details.)
Under section 16 of the Housing Development Act, an approved Municipal Housing Statement is a prerequisite for land acquisition and development assistance. If you have highlighted anything in Tables 1 – 5, you must have a Municipal Housing Statement. If you do not already have a Municipal Housing Statement, please indicate in the boxes below, your intentions:

20. ☐ Study Proposed ☐ Request for Ministry Funding Enclosed ☐ Request for Ministry Staff Assistance Enclosed

Table 7 – Council Approval

A resolution endorsing these targets:

21. ☐ is enclosed

☐ will be forwarded by ____________________, 1980

☐ is not included because ____________________

Comments:

Clause 1, Report No. 73, 1979

BY-LAW NO. 79-138

A BY-LAW TO AMEND BY-LAW NO. 8499, "RESTRICTED AREA (ZONING) BY-LAW OF THE CORPORATION OF THE CITY OF KINGSTON" (REZONE LANDS NORTH OF COUNTER STREET AND WEST OF DIVISION STREET TO INDUSTRIAL M, M.94, M.96 and FLOOD PLAIN FP)

PASSED: July 23, 1979.

The Council of The Corporation of the City of Kingston enacts as follows:

1. By-Law No. 8499 of The Corporation of the City of Kingston entitled "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston" as amended, is hereby further amended by adding the following section as Section 31A:

SECTION 31A: GENERAL PROVISIONS FOR THE INDUSTRIAL ZONE 'M'

31A.1 Subject to compliance with the provisions of Section 5, the following provisions shall apply in M zones:

(a) farms,

(b) market gardens, horticultural nurseries or greenhouses,

(c) any manufacturing, compounding, processing, treating, assembling, repairing and packaging establishment which is not obnoxious by reason of the emission of contaminants as defined in The Environmental Protection Act, 1971 or its legal successor, and which has obtained a certificate of approval as required under the Act,

(d) distributing plants, trucking or freighting terminals, wholesale businesses, storage yards, storage buildings and warehouses,

(e) laboratories,

(f) laundries and cleaners,

(g) animal hospitals, kennels and shelters,

(h) a watchman's quarters,

(i) accessory buildings to any use permitted in M zone,

(j) accessory uses which are clearly subordinate to a use permitted in the M zone. These accessory uses include retailing provided that no accessory retail uses shall occupy an area which is greater than 25% of the total floor area of all buildings on the lot.

31A.2 The following regulations shall apply to lands, buildings or structures erected in M zones:

(a) Maximum Height........................13.5m

(b) Minimum Front Yard....................15.0m

(c) Minimum Side Yard.....................7.5m

(d) Minimum Rear Yard.....................7.5m

(e) Minimum Lot Area..................2,200.0m^2

(f) Minimum Lot Width.....................36.5m

(g) Minimum Lot Depth.....................60.0m

(h) Maximum Lot Coverage..................60%

(i) For those uses listed in Section 31A.1(d) and simila uses, a minimum of 20% of the total lot area must be covered by buildings and/or a hard surface material such as concrete or asphalt.

(ii) For all other uses, the Minimum Lot Coverage shall b 20%.

(i) Off-Street Parking as per Section 5.3 of this by-law,

(j) Loading Facilities as per Section 5.4 of this by-law,

(k) Any permitted yard used for storage shall be screened by hedge, a brick or stone wall or painted fence not less th 1.8m in height so that the contents of that storage area will not be visible from any public roadway.

2. By-Law No. 8499 is further amended by amending Zoning Maps 1, 2, 3, 8, 9 and 10 so as to zone the area located north of Counter Street and east of Division Street as M, M.94, M.96 and FP as shown on the copies of Zoning Maps Nos. 1, 2, 3, 8, 9 and 10 which are attached hereto and marked as Schedules "A", "B", "C", "D", "E" and "F" respectively; and Zoning Maps Nos. 1, 2, 3, 8, 9 and 10 referred to in Section 2.2 of By-Law No. 8499 are hereby repealed and the attached Zoning Maps Nos. 1, 2, 3, 8, 9 and 10 marked as Schedules "A", "B", "C", "D", "E" and "F" are substituted therefor, insofar as the property located north of Counter Street and east of Division Street is concerned.

3. By-Law No. 8499 is further amended by repealing Sections 94 and 96 and by substituting therefor the following:

94. On the approximately 0.8 ha parcel of land located on the south side of Dalton Avenue and designated M.94 on a copy of Zoning Map No. 2 attached to and forming part of By-Law No. 79-138 as Schedule "B", an auto-

.../3

Schedule 'D' to Report No. 94
(Page 3)

matic weigh scale with a front yard of 3m shall be a permitted use.

96. On the approximately 12.34 ha parcel of land located on the north side of Counter Street, west of Lappan's Lane and designated M.96 on a copy of Zoning Map No. 9 attached to and forming part of By-Law No. 79-138 as Schedule "E", the following uses shall also be permitted:

i. Reconditioning and selling of used machinery.

ii. Scrap ferrous and non-ferrous metal storage and processing.

The land to be used for scrap ferrous and non-ferrous metal outside storage shall be restricted to an area on the subject property north of a line 58m from Counter Street to be adequately screened with said screening to be satisfactory to the City.

4. By-Law No. 8499 is further amended by repealing Sections 87, 88, 89, 90, 93, 95 and 105.

5. In this by-law, "m" shall mean "meters" and "ha" shall mean "hectares".

6. This by-law shall come into force and take effect on its passing, subject to the approval of the Ontario Municipal Board.

GIVEN FIRST AND SECOND READINGS July 9th, 1979.

GIVEN THIRD READING AND FINALLY PASSED July 23, 1979.

M.C. Healy
CITY CLERK

Ken Keyes
MAYOR

REPORTS (Cont'd)

Report No. 95 - Downtown Core Committee

Ald. Clements withdrew at 10:05 p.m.

Ald. Clark presented Report No. 95 of the Downtown Core Committee.

Moved by Ald. Clark,
Seconded by Ald. Gorham,

That Report No. 95 of the Downtown Core Committee be received and considered, clause by clause.

REPORT NO. 95

October 22, 1980

To the Mayor and Members of Council:

The Downtown Core Committee reports and recommends as follows:

1. That Council determine, at the earliest opportunity, upon a strategy for the future of downtown.

CARRIED

2. That this strategy should be decided upon only after there has been maximum public input.

CARRIED

Moved by Ald. Timmins,
Seconded by Ald. McArthur,

That Clauses 1 and 2, as approved, and the balance of the Downtown Core Committe Report, be forwarded to the 1981 Council.

CARRIED
Ald. Tarnowecky & Ald. Miller opposed

Moved by Ald. Gorham,
Seconded by Ald. Timmins,

That the 1981 Council be advised that the outgoing Council considers the matter o downtown revitalization to be a priority item.

CARRIED

Moved by Ald. Webb,
Seconded by Ald. Matthews,

That Clause 5, Report No. 95 be amended to add representation on the Downtown Core Committee from the M.I.D.A. (Merchants in the Development Area) group and the Mayor's Special Committee on Downtown Revitalization.

LOST

REPORTS (Cont'd)

Report No. 95 - Downtown Core Committee

Ald. Miller declared a conflict of interest in the following motion since she is an employee of Queen's University.

Moved by Ald. Lampropoulos,
Seconded by Ald. Matthews,

That Clause 5, Report No. 95, be amended to add representation from the School of Urban & Regional Planning at Queen's University.

CARRIED
Ald. Hawkins & Ald. Tarnowecky opposed

3. That a strategy for the downtown, once determined, be carried out and defended.

REFERRED TO THE 1981 COUNCIL

4. That, once Council has determined upon a strategy, and committed itself to this strategy, a member of staff be appointed to co-ordinate efforts, under the direction of Council. Guidelines must be established for this employee, who would likely be employed on a full-time contract basis, for a specified period of time.

REFERRED TO THE 1981 COUNCIL

5. That the Downtown Core Committee be maintained, with expanded representation, and its central role in the downtown revitalization process must be recognized. The Committee should be primarily involved in the on-going process of determination of strategy, and in the implementation of that strategy.

It is further recommended that the expanded committee consist of representation from the following:

City Council
Downtown Business Association
Chamber of Commerce
The Public At Large
Architects' Association
Frontenac Historic Foundation
Construction Association
Social Planning Council
School of Urban & Regional Planning, Queen's University

REFERRED, AS AMENDED, TO THE 1981 COUNCIL

REPORTS (Cont'd)

Report No. 95 - Downtown Core Committee

6. That the terms of reference of the Committee be expanded to include the following functions and projects:

   - Overall downtown revitalization
   - Princess Street Promenade (semi-mall)
   - Beautification
   - Sidewalk improvements and general maintenance
   - Market Square improvements
   - Waterfront walkway improvements and co-ordination
   - 'Recommendations concerning improvements in downtown parking

(Note: Copies of the full report have been distributed to all members of Council)

REFERRED TO THE 1981 COUNCIL

Respectfully submitted,

Chairman.

REPORTS (Cont'd)

Report No. 96 - Chief Administrative Officer

Council consented to the addition of Clause 9.

Moved by Ald. Hawkins,
Seconded by Ald. Knapp,

That Report No. 96 of the Chief Administrative Officer be received and adopted, clause by clause.

Ald. Tarnowecky withdrew at 10:50 p.m. and returned at 11:05 p.m.

REPORT NO. 96

October 27, 1980

To the Mayor and Members of Council:

The Chief Administrative Officer reports and recommends as follows:

Ald. Miller declared a conflict of interest in Clause 1 since she is an employee of Queen's University.

1.(A) That Communication 665 from Queen's University to the Benefactors of Queen's University (i.e., those who have given at least $100. to the University) notifying that the City is eligible this year to nominate two members of the Board of Trustees, one for a 4 year term and one for a 3 year term, as follows, be considered:

(a) Under the Act of 1912 (General) - One Trustee to serve until April 30, 1985, in succession to Mr. T.D. French, Kingston, Ontario.

(Mr. French is eligible for re-election)

(b) Under the Act of 1916 - One Trustee to serve until April 30, 1984, in succession to Mr. G.C. Gray, Toronto, Ontario.

(Mr. Gray is eligible for re-election)

CARRIED
Ald. Miller abstained from voting

(B) Moved by Ald. Clements,
Seconded by Ald. Timmins,

That the name of Mr. T.D. French be placed in nomination for membership of the Board of Trustees of Queen's University for a four year term.

CARRIED
Ald. Miller abstained from voting

REPORTS (Cont'd)

Report No. 96 - Chief Administrative Officer

1.(C) Moved by Ald. McArthur,
Seconded by Ald. Gorham,

That the name of Mr. James Clark be placed in nomination for membership of the Board of Trustees of Queen's University for a three year term.

CARRIED
Ald. Miller abstained from voting

Ald. Timmins withdrew at 10:57 p.m.

Moved by Ald. Hawkins,
Seconded by Ald. Knapp,

That, pursuant to Rule 16 of By-Law No. 1, "A By-Law to Regulate Council Procedures", the meeting continue until completion of the Agenda.

CARRIED 10:3

2.(A) That Communication 674 from The Corporation of the County of Frontenac enclosing the following resolution:

> *"That The Corporation of the County of Frontenac recommends to the City of Kingston that the County and the City jointly host the 1982 Association of Counties and Regions of Ontario."*

and suggesting that a delegate from County Council attend a future City Council Meeting to discuss the possibility of having such a convention, be considered.

CARRIED

2.(B) Moved by Ald. Bishop,
Seconded by Ald. Clark,

That a representative of the County of Frontenac be invited to speak to a meeting of Council on the matter of the 1982 meeting of the Association of Counties and Regions of Ontario.

CARRIED

REPORTS (Cont'd)

Report No. 96 - Chief Administrative Officer

3. That the tender of H.R. Doornekamp, in the amount of $5,287.50 for Contract 80-14W for the Placing of Cobblestones in Clarence Street be accepted, being the lowest tender received,

- and -

that the Mayor and City be authorized to execute Contract 80-14W.

(Note: Copy of Report of Commissioner of Works is attached as Schedule "A", 1 page)

CARRIED
Ald. Hawkins opposed

4. That Contract 80-10W for Street "X" be amended:

   (a) to extend the time limit of 15 working days to 20 working days, and,

   (b) to authorize the following extra work:

   Extra Work No. 1

   Excavate rock in main sewer trench on a time, labour and materials basis in accordance with Clause 15 of the General Special Provisions of the contract at an estimated cost of $1,500.00.

(Note: Copy of Report of Commissioner of Works is attached as Schedule "B", 1 page)

CARRIED

5. That a by-law be presented to Council to amend By-Law No. 14, "A By-Law Relating to Sewers and Drains" to provide permission to Duyan Investments Limited to make a separate storm connection from 386-388 Princess Street to the combined sewer on Princess Street on the following conditions:

   (1) Control flow roof drains are installed.

   (2) A 3" diameter orifice plate is installed in the proposed storm manhole immediately behind the City walk.

   (3) The owner agrees to sign upon presentation a petition for the installation of storm sewers in Princess Street adjacent to the property being served.

(Note: Copy of Report of Commissioner of Works is attached as Schedule "C", 1 page).

See By-Law 2: No. 80-236

CARRIED

REPORTS (Cont'd)

Report No. 96 - Chief Administrative Officer

6. WHEREAS the Ontario Retail Sales Tax Branch of The Ministry of Revenue has now notified that their notice of October 3, 1980 (affirming the sales tax exemption of the Purchase of one A.B. Dick Model 360-CD Offset Duplicator for the net price of $11,151.87, Federal Sales Tax Exempt) was INCORRECT:

   That Ontario Retail Sales Tax in the amount of $780.63 be authorized to be paid on the purchase of Offset Duplicator pursuant to Clause 7 of Report No. 84, 1980 to be charged to the appropriation, "Finance - New Equipment".

CARRIED

7. That the Report of the Chief Administrative Officer, attached as Schedule "D", 4 pages, concerning an Operational Review of Kingston Transit be received.

CARRIED

Ald. Clements returned at 11:07 p.m.

8. That the lease of 1,600 square feet of the second floor of the City's property at 19 Queen Street, known as 21A Queen Street, is hereby authorized to be leased to Kingston Artists Association Inc. at the rate of $300.00 per month for a three year period from May 1, 1980 to April 30, 1983 with the City to continue to be responsible for taxes, water rates and heating, but that there be a clause in the lease to provide that the annual rental rate be adjusted in accordance with an increase in the cost of utilities and services until the completion of the lease and any extension thereof;

   - and -

   That the Mayor and City Clerk are hereby authorized to execute the necessary lease agreement in form satisfactory to the City Solicitor.

   (Note: Copy of Report of the City Solicitor is attached as Schedule "E", 3 pages).

CARRIED

REPORTS (Cont'd)

Report No. 96 - Chief Administrative Officer

9. That, since there is no sanitary sewer in a section of Concession Street where an office building is to be constructed which will need such service:

(A) A by-law be presented to council to authorize the construction of a sewage works consisting of a sanitary outlet sewer in an easement from Princess Street to Concession Street under the provisions of sections 354(i) para. 53 and 362 of The Municipal Act at a total estimated cost of $20,200.00.

Owner's share

Having immediate benefit:	Nil
Having deferred benefit:	$20,200.00
	$20,200.00
Debenture Amount:	$20,200.00

- and -

(B) The Mayor and the Clerk be authorized to enter into an agreement with the owner(s) to be registered on title that requires the owners, successors and assignees to sign a petition for a sanitary sewer in Concession St. that involves the Developer's property on presentation to them,

- and -

(C) A By-law be presented to Council to amend By-Law No. 14, "A By-Law Relating to Sewers and Drains" to provide that, if the construction of an office building at 313 Concession St. is proceeded with, the owner(s) of the building at 313 Concession Street may connect, at his expense, a sanitary drain directly to the northerly end of the sanitary outlet sewer in easement from Princess Street to Concession Street, WITHOUT CHARGE since the owner will be making a substantial payment towards the cost of the outlet sewer and will enter into an agreement to sign a petition for a Local Improvement sewer on presentation.

(Note: 1. Provision for this work is included in the 1980 Capital Budget Quota;

2. A copy of Report of the Commissioner of Works is attached as Schedule "F", 3 pages)

(See By-Laws 11 and 12: No. 80-238 and 80-239)

CARRIED

Respectfully submitted,

R.J. Hamilton
Chief Administrative Officer

Schedule "A" to Report No. 96
(Page 1)

Memo to	Mr. R.J.Hamilton, Chief Administrative Officer
Date	October 23, 1980
Subject	Contract 80/14W: Placing cobblestones in Clarence St
Origin	Public Works Department
Analysis	Three tenders were received as follows -

H.R.Doornekamp	$5,287.50
Hans & Gunther Ltd	$9,957.50 (corrected amount)
James MacInnes	$12,975.00

Financial	Sufficient funds are available in the road reconstruction by-law to cover this work. (By-law 80-194)
Existing Policy	Unless there is justification for doing otherwise the contract is awarded to the lowest tenderer.
Recommendation	That Council award Contract 80/14W for the placing of cobblestones in Clarence St., to H.R.Doornekamp.

jc/gg

D.Graham, P.Eng
Commissioner of Works

Schedule "B" to Report No. 96
(Page 1)

mo to Mr. R.J.Hamilton, Chief Administrative Officer

te October 23, 1980

bject Extension of time allowance and payment of an extra for rock excavation: Contract 80/10W - Street "X".

igin Letter from the Contractor requesting time extension and the Public Works Department regarding the extra work for rock excavation.

alysis The Contractor has been delayed in completing the work under the above contract because of -

1. Rock excavation for the length of the sewer which was not anticipated at the time the contract was prepared.
2. Additional time spent in grading of material dumped on site by unknown persons.
3. Co-ordination of contract work with a driveway entrance and culvert installed at a private property owners expense.

ancial The additional cost of rock excavation based on time, labour and materials in accordance with Clause 15 of the General Special Provisions of the contract will be approximately $1500.00. This will be within the funds provided by the construction by-law but in excess of the monies provided in the contract.

sting Policy Council approval is required to exceed the contract amount previously awarded. Council may from time to time extend the time limit of the work in a contract where the contractor is delayed by circumstances beyond his control.

ommendation

That the time limit under Contract 80/10W be extended from 15 working days to 20 working days and that the following extra work be authorized -

Extra Work No.1

Excavate rock in main sewer trench on a time, labour and materials basis in accordance with Clause 15 of the General Special Provisions of the contract at an estimated cost of $1500.00

D.Graham, P.Eng
Commissioner of Works

gg

Schedule "C" to Report No. 96
(Page 1)

Memo to	Mr. R.J.Hamilton, Chief Administrative Officer
Date	October 23, 1980
Subject	Storm drainage connection from 386-388 Princess St to the combined sewer on Princess St
Origin	Request from M.V.Shore Associates Ltd., dated October 3, 1980 on behalf of client.
Analysis	The Developers have requested approval of the above connection to serve their internal site drainage system, roof drainage and weeper drainage. The existing combined sewer is a 2'-6" x 3'-6" stone box sewer having no record of surcharge or maintenance problems and with sufficient excess capacity to accept the connection.
Existing Policy	In the past Council has, on occasion, approved connection of storm drainage to combined sewers where storm sewers were not available and where storm flow would not adversely affect the public connected to the combined system.
Recommendation	That notwithstanding the provisions of By-law No. 14 Duyan Investments Limited be permitted to make a separa storm connection to the combined sewer on Princess St., provided - 1. Control flow roof drains are installed . 2. A 3" diameter orifice plate is installed in the proposed storm manhole immediately behind the City walk. 3. The owner agrees to sign upon presentation a petition for the installation of storm sewers in Princess St adjacent to the property being served.

jc/gg

for D.Graham, P.Eng
Commissioner of Works

CORPORATION OF THE
CITY OF KINGSTON
OFFICE OF THE Chief Administrative Officer

CITY HALL
KINGSTON, ONTARIO
K7L 2Z3
(613) 546-4291

Our Ref. No. 17-11.2

October 23, 1980

MEMORANDUM

TO:	MAYOR KEYES AND MEMBERS OF COUNCIL
FROM:	R.J. HAMILTON, C.A.O.
RE:	PUBLIC UTILITIES COMMISSION - TRANSIT

We are forwarding herewith a copy of recent correspondence we received from the Public Utilities Commission concerning an operational review of the Kingston Transit System.

Would you please note that Mr. Bowie had directed that a copy of this be given to members of Council for their information.

R.J. Hamilton,
C.A.O.

RJH/sd
Encl.

OCT 22 1980

P.U.C.
a hydro utility
KINGSTON

PUBLIC UTILITIES COMMISSION
OF THE CITY OF KINGSTON
PHONE 546-1181

ELECTRIC, GAS, WATER AND TRANSIT SERVICES

J. K. FEE, P.ENG., GENERAL MANAGER
A. BOWIE, C.A., SECRETARY-TREASURER

COUNTER STREET
AT LAPPAN'S LANE
P.O. BOX 790
KINGSTON, ONTARIO
K7L 4X7

1980 10 22

Mr. R. Hamilton
Chief Administrative Officer
Corporation of the City of Kingston
City Hall
Kingston, Ontario
K7L 2Z3

Dear Mr. Hamilton:

Re: Operational Review of Kingston Transit

Attached is a copy of a letter received from the Ministry of Transportation and Communications which was considered at the Commission's Regular Meeting on Tuesday 1980 10 21.

The Commission agreed that a copy of this letter be sent to you for information of Council.

Yours faithfully,

A. Bowie

A. Bowie
Secretary Treasurer

:jm
Enclosures (3)

Schedule "D" to Report No. 96
(Page 3)

Ontario

Ministry of
Transportation and
Communications

Tel: (416) 248-3785

Transit Office,
1201 Wilson Avenue,
3rd Floor, West Tower,
Downsview, Ontario.
M3M 1J8

File No. T 201-1

October 1, 1980.

Mr. J.K. Fee,
General Manager,
Public Utilities Commission,
City of Kingston,
P.O. Box 790,
Kingston, Ontario.
K7L 4X7

Dear Mr. Fee:

Re: Operational Review of Kingston Transit

I would like to acknowledge receipt of your letter of September 29, 1980, but regret to inform you that the review cannot be done directly by Transit Office staff with the assistance of the PUC as requested in your letter of March 17, 1980. Staff constraints and a very heavy workload at this time make that option impossible, but I can indicate that the Transit Office would be prepared to subsidize up to 75% of the cost of a study of the type being requested. The Municipality would be expected to pay the remaining 25% of the cost.

There are two main options that could be examined for carrying out a study of the type requested:

Alternative 1 - Independent Review

In this study a consultant would be retained to undertake all study tasks and prepare a report for presentation. This approach is the traditional consultant study.

Alternative 2 - In-House/Consultant Team

In this strategy a joint in-house consultant team would be formed to undertake the review. In this approach the consultant would act as a technical advisor with the actual analysis carried out by a PUC or Municipal employee. This method requires at least one full time dedicated individual with the major benefit being to train this individual to become sufficiently familiar with the procedures carried out, to conduct transit reviews on a regular basis in the future.

It is suggested that the study, regardless of approach, be placed under the control of a Technical Committee which is traditionally made up of the following representatives:

Transit General Manager
Transit Superintendent
Council Representative
City Planning Department
City Traffic and Streets Department
MTC Transit Office Representative
Consultant
Study Manager

As a result of the wide variety of items identified for study in the Transit Committee Report, the first task of the above committee should be to establish the terms of reference for such a study.

If you have any further questions on the above, I would request that you contact Allan Thompson of the Transit Office.

Yours truly,

L.R. Kidman,
Manager.

ART;fs

Schedule "E" to Report No. 96
(Page 1)

Office of the
City Solicitor
Our Ref. No. 80-629

MEMORANDUM

TO: Mr. R.J. Hamilton,
Chief Administrative Officer

FROM: Mr. Norman C. Jackson,
City Solicitor

DATE: October 24, 1980

RE: Kingston Artists' Association - Lease

Further to your memo of October 21, 1980, I supply the following background information. The issue raised at Council was with respect to an escalation clause. In the past the City has inserted in various leases a clause to the effect that the rent shall be increased in the following years of the lease on a yearly basis equivalent to the rise in the Consumer Price Index. The purpose of the clause, among others, was to provide for an increase in the cost of utilities which were to be paid for by the landlord, the City. Lately, in a number of leases which the City has entered into with cultural groups at the J.K. Tett Centre, the Parks Department have recommended to City Council, and City Council has accepted that the annual rental shall be adjusted in accordance with the increase in the cost of utilities. Of course, this is on the basis of the City being responsible for the utilities.

I have spoken with Mr. Lamb, our rental agent, concerning this issue and he has indicated that because there are a number of tenants in this building it would be preferrable for the City to pay for heating, lighting and water utilities. It would be very difficult, according to Mr. Lamb, to divide up the costs individually and he prefers to pay for the utilities as landlord. He has indicated that there is very little electricity and water used by this tenant and they, of course, share in the heat provided for the entire building.

I also asked Mr. Lamb about the rent at $300.00 a month and he indicated to me that because it is second floor space and because it is necessary to walk in through the kitchen of The Vaults restaurant, he considers the rent to be close to the economic rent and he recommends that the City renew the lease for the same rent.

You asked about The Vaults restaurant lease and other leases. The Vaults lease was entered into with 394990 Ontario Limited and is for approximately 2,500 square feet at an annual rental of approximately $14,000.00. This works out to approximately

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Mr. R.J. Hamilton,
Chief Administrative Officer October 24, 1980

$5.60 per square foot. Recent leases at the J.K. Tett Centre have been at approximately $1.25 per square foot. The proposed lease for the Kingston Artists' Association at $3,600.00 a year for approximately 1,600 square feet would be approximately $2.25 per square foot. As requested, I include a copy of the minutes from the Finance Committee when the Kingston Artists' Association made their original presentation on February 7, 1979.

In conclusion, as suggested by Mr. Lamb, I would recommend that the Kingston Artists' Association lease be renewed for the sum of $300.00 per month and that the City be responsible for the utilities, and that a clause be inserted into the lease, as has been done in other leases, that the annual rental rate be adjusted in accordance with an increase in the cost of utilities services until the completion of the lease and any extension thereof. I would also recommend that as in the previous lease, the space be used in accordance with all applicable City by-laws and that the City or the tenant may give notice to terminate to the other party upon 60 days notice.

N Jackson
Norman C. Jackson,
City Solicitor

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(Page 3)

FINANCE MEETING NO. 5 .

·FEB 7 1979 ·

FILE
No. 3-7.11

CITY PROPERTY - LEASE OF - 19 QUEEN STREET - SECOND FLOOR -KINGSTON ARTISTS ASSOCIATION INC. (Ref. No. 3-7.11) (79-127)

Mr. K. Lamb, Ms. Cyndra MacDowall, Gallery Director for the Kingston Artists Association Inc. and other representatives of the Association were present.

The Kingston Artists Association Inc. had offered to lease the premises at 19 Queen Street (Second Floor) from the City of Kingston at a rate of $250.00 per month ($3,000 annually) including heat and utilities and repairs and access as required by law for a period commencing 1st March 1979 to 1st May 1980 with first option to renew until 1984. Access for painting and setting up was requested by February 21st 1979.

Mr. Lamb said that during the last week he was informed by Mr. Dan Boraweck, Manager of "The Vaults", that the Liquor Control Board had advised them that an additional washroom must be installed inside of two months, for Hawthorne and the space above. If this is not done within two months, their liquor license will be taken away.

Mr. Lamb said that the Kingston Artists Association Inc. were asking to lease 1600 sq. ft. of the building. A new entrance is required for which money is already in the budget.

Ms. MacDowall said that the Association would be agreeable to a lease whereby it could be terminated upon two months notice. The Association realized that they are asking for a low rental. The Association is providing a service to the community. She pointed out that the space has not been rented and this would be putting the space to good use.

Mr. Healy pointed out that the Association would be operating as a public hall and would have to meet the requirements of the Public Halls Act.

Moved by Alderman Gerretsen, seconded by Alderman Bishop, and carried, that the Finance Committee is prepared to recommend to Council the leasing of 1600 sq. ft. on the second floor of the property at 19 Queen Street to the Kingston Artists Association Inc. for a period commencing March 1st 1979 to May 1st 1980 at a monthly rental of $300.00 with provision for cancellation of the lease upon two months notice subject to the following conditions:

a) That washrooms can be provided for Hawthorne and the Kingston Artists Association Inc. which meet the standards of the requirements of the Public Halls Act, Property Standards By-Law and whatever other government requirements and provision of the necessary exits at a sum not to exceed $5,000.

) That use of the space by the Kingston Artists Association Inc. is in accordance with City by-laws.

Mr. Lamb was asked to report back to the Finance Committee with regard to the above matters by the next Finance Meeting so that if agreeable a recommendation could be presented to the meeting of Council scheduled for February 26th 1979.

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(Page 1)

Memo to Mr. R.J.Hamilton, Chief Administrative Officer

Date October 27, 1980

Subject Construction of a sanitary outlet sewer in easement from Princess St to Concession St., (see sketch).

Origin

There has been a proposal for an office building on the north side of Concession St. The required zone change has been approved. There is no sanitary sewer in this section of Concession St. The Developer, Mr. B. Breen, has asked that sewer service be provided and that consideration be given to waiving the connection charge.

Analysis

There are other properties abutting the section of Concession St that has no sanitary sewer. These are either vacant or have a use not requiring a sewer at the moment or have paid a connection charge to use the Princess St. sanitary sewer. An outlet sewer from Concession to Prince St would make it possible to construct a Local Improvement sanitary sewer in Concession St when the need arises in the future.

Section 362 of the Municipal Act provides for the construction of an outlet sewer and the imposing on the owners of the land who derive benefit a sewer rate to pay the whole or such portion of the capital cost as the by-law may specify. The assessment may be based on frontage in two forms, immediate benefit and deferred benefit. It is proposed that this legislation be used to initiate the project with the calling of tenders conditional upon an agreement being registered on title that the owners, successors and assignees agree to sign a petition for a sanitary sewer in Concession St on presentation and conditional upon the construction of the office building having commenced. The alternative of carrying out the project as a charge against the General Rate was considered. This would mean construction at the expense of all the taxpayers for the benefit of a local area. For this reason, it is not recommended.

As far as the Developer's request concerning the connection charge is concerned, By-law 14 states that if a property has not been previously assessed for a local improvement sewer the owner shall pay the connection charge. His reason for requesting that the charge be waived are -

1. He will be paying an estimated $5800. towards the cost of the outlet sewer,
2. He will enter into an agreement registed on title to sign a Local Improvement petition on presentation and,
3. It seems unusual to find a main street in the centre of the City without a sewer. The first and second reason appear sufficient to grant the request.

Financial

Adequate funding is provided in the 1980 Capital Budget under Sanitary Sewers - General Rate - Misc.

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(Page 2)

ommendation

That since there is no sanitary sewer in a section of Concession St where an office building is to be constructed which will need this service, a by-law be passed to authorize the construction of a sanitary sewer in an easement from Princess St to Concession St under Section 362 of the Municipal Act

Total estimated cost	$20,200.00
Owners' share	20,200.00
Debenture amount	20,200.00

(The City will finance the share of deferred benefit owners until the time they make use of the sewer.)

- and that -

the Mayor and the Clerk be authorized to enter into an agreement with the owner(s) to be registered on title that requires the owners, successors and assignees to sign a petition for a sanitary sewer in Concession St., that involves the Developer's property on presentation to them,

- and that -

Notwithstanding By-law 14 and providing the office building proceeds with a sanitary outlet sewer being constructed under Section 362 of the Municipal Act, the connection charge in lieu of a Local Improvement for a sanitary sewer be waived since the owner will be making a substantial payment towards the cost of the outlet sewer, and will enter into an agreement to sign a petition for a Local Improvement sewer on presentation

D.Graham, P.Eng
Commissioner of Works

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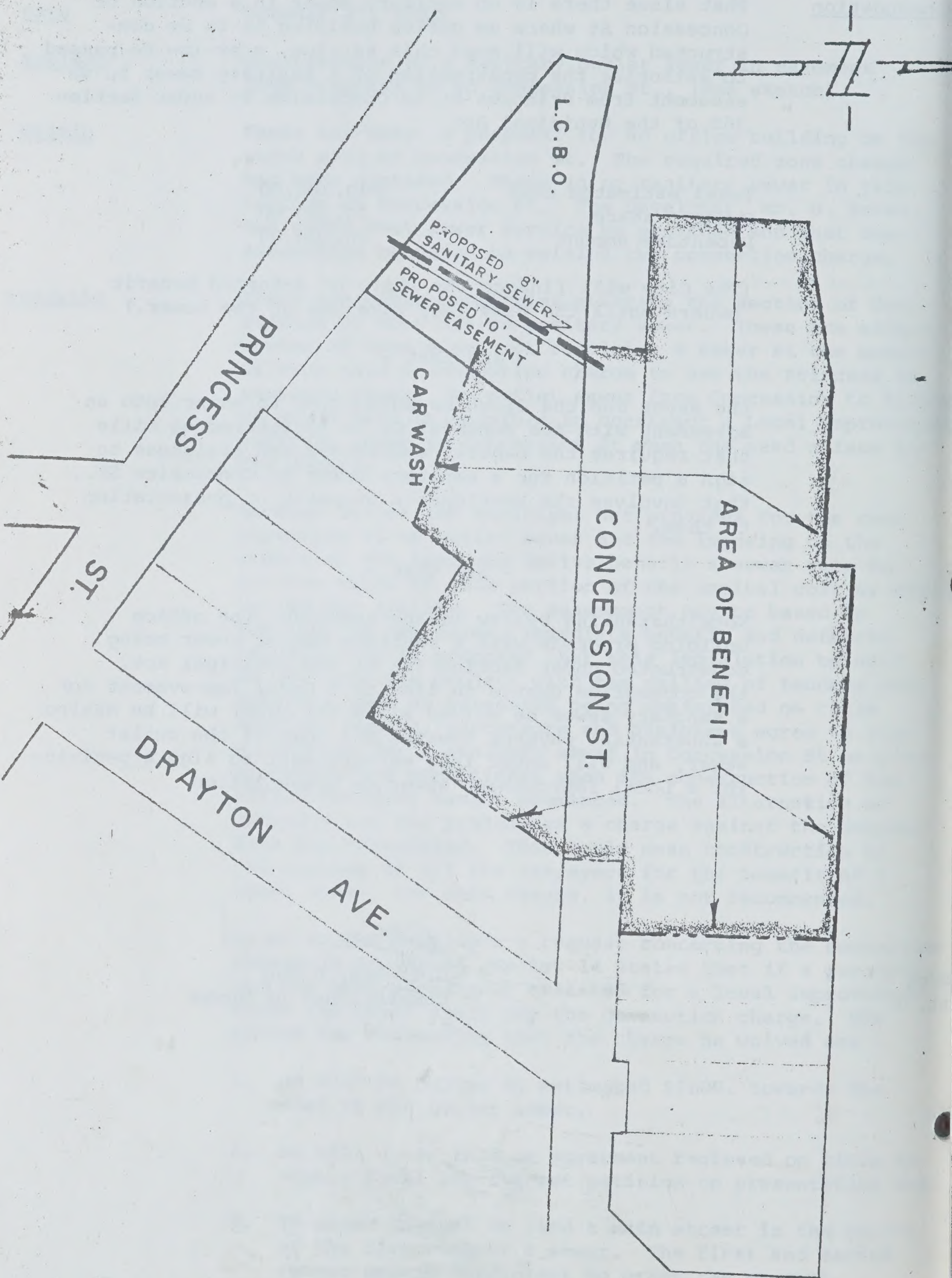
(Page 3)


L.C.B.O.
PROPOSED 8" SANITARY SEWER
PROPOSED 10' SEWER EASEMENT
CAR WASH
PRINCESS ST.
CONCESSION ST.
AREA OF BENEFIT
DRAYTON AVE.

COMMITTEE OF THE WHOLE (Cont'd)

MOTION

The following motion was referred by Council on October 20th to this meeting of the Committee of the Whole.

(1) Moved by Ald. Hawkins,
Seconded by Ald. McArthur,

WHEREAS the amount of more than a one million dollar deficit of the Transit Department is a great concern of this council;

AND WHEREAS the operations of the Transit system have ceased due to labour difficulties at this time;

AND WHEREAS there is an extraordinarily high percentage of the deficit related to the Dial-a-Bus system (approximately $1.80 per passenger);

AND WHEREAS there is a duplication of capital investment in supplying this evening service (cost replacement - 12 x $20,000. = $240,000.);

AND WHEREAS there are other viable alternatives to provide more efficient and improved evening service for the citizens of this municipality;

THEREFORE BE IT RESOLVED that this Council respectfully request the Public Utilities Commission and the Special Liaison Committee to study and report back to Council on the feasibility of implementing a modified evening bus service immediately to replace the present Dial-a-Bus service.

CARRIED AS AMENDED
(See following motions of amendment)

Moved by Ald. Miller,
Seconded by Ald. Gorham,

That the Motion of Ald. Hawkins and Ald. McArthur be amended by deleting the words "and implement" and substitute therefor the words "and report back to Council on the feasibility of implementing".

CARRIED

Moved by Ald. Timmins,
Seconded by Ald. Webb,

That the motion of Ald. Hawkins and Ald. McArthur, as amended, be further amended by adding the words "and the Special Liaison Committee" after the words "Public Utilities Commission".

CARRIED
Ald. Hawkins, Ald. Miller & Ald. Clements opposed

COUNCIL

REPORT OF THE COMMITTEE OF THE WHOLE

(C) Moved by Ald. McArthur,
Seconded by Ald. Miller,

That the Report of the Committee of the Whole be adopted, approved and confirmed.

CARRIED

MOTIONS

(1) Moved by Ald. Webb,
Seconded by Ald. Timmins,

That the sympathy of Council be extended to the family of the Late Michael Raftis.

CARRIED

(2) Moved by Ald. Webb,
Seconded by Ald. Bishop,

That the sympathy of Council be extended to the family of the Late

CARRIED

(3) Moved by Ald. Bishop,
Seconded by Ald. Webb,

That the condolences of Council be extended to the family of the Late Mrs. Clarabelle Boyd.

CARRIED

(4) Moved by Ald. Tarnowecky,
Seconded by Lois Miller,

That the congratulations of Council be extended to Dorothy Clements on her obtaining a Bachelor of Arts Degree.

CARRIED

(5) Moved by Ald. McArthur,
Seconded by Ald. Matthews,

That the deepest sympathy of Council be extended to the family of the Late Hugh Wadley, a former administrator of Ongwanada Hospital.

CARRIED

(6) Moved by Ald. Hawkins,
Seconded by Ald. Matthews,

That the congratulations of Council be extended to Mr. & Mrs. Leonard York of 8 Hillcrest Avenue on the occasion of their 50th Wedding Anniversary on October 19, 1980.

CARRIED

BYLAWS

Council consented to the addition of By-Laws 11 and 12 and also to the withdrawal of By-Law (1), since Clause 1, Report No. 94 was referred back to the Planning Board.

(A) Moved by Ald. Tarnowecky,
Seconded by Ald. Timmins,

That By-Laws 2, 3, 11 and 12 be given their First & Second Readings.

CARRIED

(B) Moved by Ald. Webb,
Seconded by Ald. Bishop,

That By-Laws 3 to 10 be given their Third Reading.

CARRIED

(1) A By-Law to Amend By-Law No. 79-138, "A By-Law to Amend By-Law No. 8499, 'Restricted Area (Zoning) By-Law of The Corporation of The City of Kingston' (Rezone Lands North of Counter Street and West of Division Street to Industiral M, M.94, M.96 and Flood Plain FP)" (Prohibit Certain Uses in M Zone and Permit Certain Uses in M.96 Zone).

FIRST & SECOND READINGS
Clause 1, Report No. 94, 1980
PROPOSED NO. 80-235
WITHDRAWN

(2) A By-Law to Amend By-Law No. 14, "A By-Law Relating to Sewers and Drains" (Permit owners of 386-388 Princess Street to connect a Storm Sewer to a Combined Sewer).

FIRST & SECOND READINGS
Clause 5, Report No. 96, 1980
PROPOSED NO. 80-236

(3) A By-Law to Confirm the Proceedings of Council at its Meeting Held on October 27, 1980.

THREE READINGS
City Council Meeting No. 53, 1980
PROPOSED NO. 80-237

(4) A By-Law to Authorize the Reconstruction of the Concrete Sidewalk (1.83 m wide) in Ontario Street East Side from 40.23 m South of Barrack Street Southerly 20.24 m, under the Provisions of Section 8 of *The Local Improvement Act*.

THIRD READING
Clause 15, Report No. 64, 1980
PROPOSED NO. 80-163

(5) A By-Law to Authorize the Construction of a Concrete Sidewalk, 1.5 m Wide, on the West Side of Napier Street from Scott Street to Dunlop Street Under the Provisions of Section 7 of *The Local Improvement Act* (Petition).

THIRD READING
Clause 4, Report No. 70, 1980
PROPOSED NO. 80-181

BYLAWS (Cont'd)

(6) A By-Law to Authorize the Reconstruction of the Concrete Sidewalk on the East Side of Ontario Street from Johnson Street Southerly 85.34 m Under the Provisions of Section 7 of *The Local Improvement Act.* (Petition)

THIRD READING PROPOSED NO. 80-182
Clause 14, Report No. 70, 1980

(7) A By-Law to Authorize the Reconstruction of the Asphalt Pavement in Ontario Street from William Street to Johnson Street Under the Provisions of Section 7 of *The Local Improvement Act* (Petition).

THIRD READING PROPOSED NO. 80-183
Clause 15, Report No. 70, 1980

(8) A By-Law to Authorize the Construction of Curb, Gutter and Boulevard on the East Side of Ontario Street from Johnson Street Southerly 88.39 m Under the Provisions of Section 7 of *The Local Improvement Act* (Petition).

THIRD READING PROPOSED NO. 80-184
Clause 16, Report No. 70, 1980

(9) A By-Law to Amend By-Law No. 80-20, "A By-Law to Authorize the Construction of a Storm Sewer in Clarence Street from Ontario Street Easterly 107.59 m, Including in the City's Share a Sanitary Sewer Service, Under the Provisions of Section 7 of *The Local Improvement Act* (Petition)" (Additional Increased Costs).

THIRD READING PROPOSED NO. 80-201
Clause 18, Report No. 74, 1980 *Ald. Hawkins opposed*

(10) A By-Law to Temporarily Close King Street Between Lower Union Street and Lower University Avenue on Tuesday, November 11, 1980 From 10:30 a.m. to 11:30 a.m. for Community Purposes.

THIRD READING PROPOSED NO. 80-233
Clause 6, Report No. 92, 1980

(11) A By-Law to Authorize the Construction of a Sanitary Sewer in an Easement from Princess Street to Concession Street Under the Provisions of Sections 354(i) para. 53 and 362 of The Municipal Act.

FIRST & SECOND READINGS PROPOSED NO. 80-238
Clause 9, Report No. 96, 1980

(12) A By-Law to Amend By-Law No. 14, "A By-Law Relating to Sewers and Drains" (Sewer Connection: 313 Concession Street.)

FIRST & SECOND READINGS PROPOSED NO. 80-239
Clause 9, Report No. 96, 1980

UNFINISHED BUSINESS

Acting Mayor Ald. Gerretsen said that, due to an apparent lack of sufficient business, the Council meeting scheduled for November 3, 1980 would be cancelled. The next meeting of Council would, therefore, be held on Monday, November 17th, after the forthcoming election.

ADJOURNMENT

Moved by Ald. McArthur,
Seconded by Ald. Hawkins,

That Council do now adjourn.

CARRIED

Council adjourned at 11:27 p.m.

(L.S.)

(Signed) *M.C. Healy*
City Clerk

(Signed) *J. Gerretsen*
Acting Mayor

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